

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

In re:

PROSOMNUS, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10972 (JTD)

(Jointly Administered)

**SCHEDULES OF ASSETS AND LIABILITIES FOR  
PROSOMNUS, INC. (CASE NO. 24-10972)**

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number are: ProSomnus, Inc. (8216), ProSomnus Holdings, Inc. (3855), and ProSomnus Sleep Technologies, Inc. (0766). The location of the Debtors' principal place of business and the Debtors' mailing address is 5675 Gibraltar Dr., Pleasanton, California 94588.



2410972240604000000000006

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

In re:

PROSOMNUS, INC., *et al.*,<sup>1</sup>  
Debtors.

Chapter 11  
Case No. 24-10972 (JTD)  
(Jointly Administered)

**GLOBAL NOTES, STATEMENT OF LIMITATIONS, AND DISCLAIMERS  
REGARDING THE DEBTORS' SCHEDULES OF ASSETS AND LIABILITIES AND  
STATEMENTS OF FINANCIAL AFFAIRS**

The above-captioned debtors and debtors-in-possession (the “**Debtors**”), with the assistance of their advisors, have filed their Schedules of Assets and Liabilities (the “**Schedules**”) and Statements of Financial Affairs (the “**Statements**” and together with the Schedules, the “**Schedules and Statements**”) with the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”) pursuant to section 521 of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rule 1007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”).

These Global Notes, Statement of Limitations, and Disclaimers Regarding the Debtors’ Schedules of Assets and Liabilities and Statements of Financial Affairs (collectively, the “**Global Notes**”) pertain to, are incorporated by reference in, and comprise an integral part of, the Debtors’ Schedules and Statements. The Global Notes should be referred to, considered, and reviewed in connection with any review of the Schedules and Statements.

The Schedules and Statements do not purport to represent financial statements prepared in accordance with Generally Accepted Accounting Principles in the United States (“**GAAP**”), nor are they intended to be fully reconciled with the financial statements of the Debtors (whether publicly filed or otherwise). Additionally, the Schedules and Statements contain unaudited information that is subject to further review and potential adjustment and reflect the Debtors’ reasonable efforts to report the assets and liabilities of the Debtors.

In preparing the Schedules and Statements, the Debtors relied upon information derived from their books and records that was available at the time of such preparation. The preparation of the Schedules and Statements required the Debtors to make estimates and assumptions that affect the reported amounts of assets, liabilities, revenue and expenses. Although the Debtors have made reasonable efforts to ensure the accuracy and completeness of such financial information,

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number are: ProSomnus, Inc. (8216), ProSomnus Holdings, Inc. (3855), and ProSomnus Sleep Technologies, Inc. (0766). The location of the Debtors’ principal place of business and the Debtors’ mailing address is 5675 Gibraltar Dr., Pleasanton, California 94588.

inadvertent errors or omissions, as well as the discovery of conflicting, revised, or subsequent information, may cause a material change to the Schedules and Statements.

The Debtors and their officers, employees, agents, attorneys, and advisors do not guarantee or warrant the accuracy or completeness of the data that is provided in the Schedules and Statements and shall not be liable for any loss or injury arising out of or caused in whole or in part by any act or omission, whether negligent or otherwise, in procuring, compiling, collecting, interpreting, reporting, communicating, or delivering the information contained in the Schedules and Statements. Except as expressly required by the Bankruptcy Code, the Debtors and their officers, employees, agents, attorneys, and advisors expressly do not undertake any obligation to update, modify, revise or re-categorize the information provided in the Schedules and Statements or to notify any third party should the information be updated, modified, revised, or re-categorized.

Brian Dow, the Debtors' chief financial officer, has signed the Schedules and Statements. In reviewing and signing the Schedules and Statements, Mr. Dow has relied upon the efforts, statements, and representations of various personnel employed by the Debtors and their advisors. Mr. Dow has not (and could not have) personally verified the accuracy of each such statement and representation, including, for example, statements and representations concerning amounts owed to creditors and their addresses. Neither the Schedules and Statements, nor the Global Notes, should be relied upon by any persons for information relating to current or future financial conditions, events, or performance of the Debtors.

### **Global Notes Overview and Methodology**

1. **Reservation of Rights.** Reasonable efforts have been made to prepare and file complete and accurate Schedules and Statements; however, inadvertent errors or omissions may exist and certain amounts reflect estimates and assumptions that are subject to revision based on future facts, circumstances, and information that become available over time. The Debtors reserve all rights to amend or supplement the Schedules and Statements from time to time, in all respects, as may be necessary or appropriate to (including, without limitation): (a) amend the Schedules and Statements with respect to the description or designation of any "claim" asserted against one or more Debtors (as defined in section 105(a) of the Bankruptcy Code, a "**Claim**"); (b) dispute or otherwise assert offsets or defenses to any Claim reflected in the Schedules and Statements as to amount, liability, priority, status, or classification; (c) subsequently designate any Claim as "disputed," "contingent," or "unliquidated;" and/or (d) object to the extent, validity, enforceability, priority, or avoidability of any Claim). Any failure to designate a Claim in the Schedules and Statements as "disputed," "contingent," or "unliquidated" does not constitute an admission by the Debtors that such Claim or amount is not "disputed," "contingent," or "unliquidated." Listing a Claim does not constitute an admission of liability by the Debtor against which the Claim is listed or any other Debtor. Furthermore, nothing contained in the Schedules and Statements shall constitute a waiver of rights with respect to the Debtors' chapter 11 cases, including, without limitation, issues involving Claims, substantive consolidation, defenses, equitable subordination, recharacterization, and/or causes of action arising under the provisions of chapter 5 of the Bankruptcy Code and any other relevant non-bankruptcy laws to recover assets or avoid transfers. Any specific reservation of rights contained elsewhere in the Global Notes does not limit in any respect the general reservation of rights contained in this paragraph. Notwithstanding the

foregoing, the Debtors shall not be required to update the Schedules and Statements except as may be required by applicable law.

2. **Description of Case and “as of” Information Date.** On May 7, 2024 (the “**Petition Date**”), each Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code with the Bankruptcy Court. The Debtors are operating their business and managing their properties as debtors-in-possession pursuant to Bankruptcy Code sections 1107(a) and 1108. On April 13, 2023, the Office of the United States Trustee for the District of Delaware filed a statement [Docket No. 74] that no official committee of unsecured creditors would be appointed in these Chapter 11 Cases.

The asset and liability information provided herein represents the asset and liability data of the Debtors as of the Petition Date, except as otherwise noted. In some instances, the Debtors have used estimates or prorated amounts where actual data as of the Petition Date was not available.

3. **Net Book Value of Assets.** It would be prohibitively expensive, unduly burdensome, and an inefficient use of estate assets for the Debtors to obtain current market valuations for each of their property interests. When necessary, the Debtors have indicated that the value of certain assets is “unknown” or “undetermined.” Accordingly, unless otherwise indicated, the Schedules and Statements reflect the net book value of the Debtors’ assets as of the Petition Date. Furthermore, as applicable, assets that have fully depreciated or were expensed for accounting purposes may not be reflected in the Schedules and Statements as they have no net book value or have been scheduled as having zero net book value. The Debtors reserve their right to amend or adjust the value of each asset or liability set forth in the Schedules and Statements.

Book values of assets generally do not reflect the current performance of the assets or current market conditions and may differ materially from the actual value and/or performance of the underlying assets. Given the potential for volatility of market value for certain of the assets held by the Debtors, and depreciation, this difference is material. As such, the values listed in these Schedules and Statements cannot be, and were not, used to determine the Debtors’ enterprise value.

4. **Inventory.** Inventory is reflected as net book value using the lower of cost or net realizable value under the first-in, first-out method of accounting. The Debtors conduct a physical inventory from time to time as part of its normal policies and procedures. Prior physical inventory variances have been immaterial.

5. **Recharacterization.** Notwithstanding the Debtors’ reasonable efforts to properly characterize, classify, categorize, or designate certain Claims, assets, executory contracts, unexpired leases, postemployment benefits, and other items reported in the Schedules and Statements, the Debtors may, nevertheless, have improperly characterized, classified, categorized, designated, or omitted certain items. Accordingly, the Debtors reserve all of their rights to recharacterize, reclassify, re-categorize, re-designate, add, or delete items reported in the Schedules and Statements at a later time as is necessary or appropriate as additional information becomes available, including, without limitation, whether contracts or leases listed herein were deemed executory or unexpired as of the Petition Date and remain executory and unexpired postpetition. Disclosure of information in one or more Schedules, one or more Statement questions, or one or more exhibits or attachments to the Schedules and Statements, even if

incorrectly placed, shall be deemed to be disclosed in the correct Schedules, Statements, exhibits, or attachments.

6. **Liabilities.** The Debtors have sought to allocate assets and liabilities between the prepetition and postpetition periods based on the information and research conducted in connection with the preparation of the Schedules and Statements. As additional information becomes available and further research is conducted, the allocation of liabilities between the prepetition and postpetition periods may change. Accordingly, the Debtors reserve all rights to amend, supplement, or otherwise modify its Schedules and Statements as is necessary or appropriate.

The liabilities listed on the Schedules do not reflect any analysis of Claims under Bankruptcy Code section 503(b)(9). Accordingly, the Debtors reserve all of their rights to dispute or challenge the validity of any asserted Claims under Bankruptcy Code section 503(b)(9) or the characterization of the structure of any such transaction or any document or instrument related to any creditor's Claim.

7. **Insiders.** For the purposes of the Schedules and Statements, the Debtors defined "insider" pursuant to Bankruptcy Code section 101(31) as: (a) directors; (b) officers; (c) persons in control of the Debtors; (d) relatives of the Debtors' directors, officers, or persons in control of the Debtors; and (e) debtor/non-debtor affiliates of the foregoing. The parties identified as "insiders" have been included for informational purposes only and the inclusion of them in the Schedules and Statements shall not constitute an admission that those persons are insiders for purposes of Bankruptcy Code section 101(31). The Debtors do not take any position with respect to: (a) such person's influence over the control of the Debtors; (b) the management responsibilities or functions of such individual; (c) the decision-making or corporate authority of such individual; or (d) whether such individual could successfully argue that he or she is not an "insider" under applicable law, including, without limitation, the federal securities laws or with respect to any theories of liability or for any other purpose.

8. **Intellectual Property Rights.** Exclusion of certain intellectual property shall not be construed as an admission that such intellectual property rights have been abandoned, terminated, assigned, expired by their terms, or otherwise transferred pursuant to a sale, acquisition, or other transaction. Conversely, inclusion of certain intellectual property shall not be construed to be an admission that such intellectual property rights have not been abandoned, terminated, assigned, expired by their terms, or otherwise transferred pursuant to a sale, acquisition, or other transaction. Accordingly, the Debtors reserve all of their rights with respect to the legal status of any and all such intellectual property rights.

9. **Executory Contracts and Unexpired Leases.** Although the Debtors have made diligent attempts to identify contracts and unexpired leases within the scope of Bankruptcy Code section 365, in certain instances, the Debtors may have inadvertently failed to do so. Accordingly, the Debtors reserve all of their rights with respect to the inclusion or exclusion of executory contracts and unexpired leases, including the right to amend Schedule G at any time during the pendency of these chapter 11 cases.

10. **Classifications.** Listing a Claim, contract or lease on (a) Schedule E/F, Part 1 as "priority unsecured," (b) Schedule E/F, Part 2 as "Non-priority unsecured," or (c) Schedule G as

“executory” or “unexpired,” does not constitute an admission by the Debtors of the legal rights of the claimant, or a waiver of the Debtors’ rights to recharacterize or reclassify such Claims or contracts or leases or to setoff against such Claims.

11. **Causes of Action.** Despite their reasonable efforts to identify all known assets, the Debtors may not have listed all of its causes of action or potential causes of action against third parties (collectively, “**Causes of Action**”) as assets in the Schedules and Statements, including, without limitation, causes of action arising under the provisions of chapter 5 of the Bankruptcy Code and any other relevant non-bankruptcy laws to recover assets or avoid transfers. The Debtors reserve all of their rights with respect to any: (a) cause of action (including avoidance actions), (b) controversy, (c) right of setoff, (d) cross-claim, (e) counterclaim, (d) recoupment, and (e) any Claim on contracts or for breaches of duties imposed by law or in equity, demand, right, action, lien, indemnity, guaranty, suit, obligation, liability, damage, judgment, account, defense, power, privilege, license, and franchise of any kind or character whatsoever, known, unknown, fixed or contingent, matured or unmatured, suspected or unsuspected, liquidated or unliquidated, disputed or undisputed, secured or unsecured, assertable directly or derivatively, whether arising before, on, or after the Petition Date, in contract or in tort, in law, or in equity, or pursuant to any other theory of law they may have, and neither these Global Notes nor the Schedules and Statements shall be deemed a waiver of any Claims or Causes of Action or in any way prejudice or impair the assertion of such Claims or Causes of Action.

12. **Summary of Significant Reporting Policies.** The following is a summary of significant reporting policies:

- a. **Undetermined Amounts.** The description of an amount as “unknown,” “TBD,” “undetermined,” or similar indication is not intended to reflect upon the materiality of such amount.
- b. **Totals.** All totals that are included in the Schedules and Statements represent totals of all known amounts. To the extent there are unknown or undetermined amounts, the actual total may be different than the listed total.
- c. **Liens.** The value of assets listed in the Schedules and Statements are presented without consideration of any liens that may attach (or have attached) to such property and equipment.

13. **Estimates.** To prepare and file the Schedules in accordance with the deadline established in the chapter 11 cases, the Debtors’ management and advisors were required to make certain estimates and assumptions that affected the reported amounts of these assets and liabilities. The Debtors reserve all rights to amend the reported amounts of assets and liabilities to reflect changes in those estimates or assumptions.

14. **Currency.** All amounts are reflected in U.S. dollars unless otherwise indicated.

15. **Setoffs.** The Debtors periodically incur certain setoffs in the ordinary course of business. Setoffs in the ordinary course can result from various items including, but not limited to customer incentives between the Debtors and their customers. These normal setoffs are consistent with the ordinary course of business in the Debtors’ industry and can be particularly voluminous,

making it unduly burdensome and costly for the Debtors to list such ordinary course setoffs. Therefore, although such setoffs and other similar rights may have been accounted for when scheduling certain amounts, these ordinary course setoffs are not independently accounted for, and as such, are or may be excluded from the Debtors' Schedules and Statements.

16. **Confidential or Sensitive Information.** There may be instances in which certain information in the Schedules and Statements intentionally has been omitted or redacted due to the nature of an agreement between one or more Debtors and a third party, concerns about the confidential nature of certain information, or otherwise. Additionally, the Debtors have redacted the home addresses of all individuals (including employees) in accordance with the *Final Order (I) Authorizing the Debtors to File Consolidated Top 20 Creditors List, (II) Modifying Requirements to File a List of, and Provide Notice to, All Equity Holders, (III) Authorizing Redaction of Certain Personally Identifiable Information, and (IV) Granting Related Relief* [Docket No. 109].

17. **Global Notes Control.** In the event that the Schedules or Statements differ from any of the foregoing Global Notes, the Global Notes shall control.

### **Specific Disclosures with respect to the Schedules**

#### **Schedules A/B.**

**Part 1, Cash and Cash Equivalents.** Cash is listed on Schedule A/B as of the Petition Date. The Debtors' cash management system is set forth more fully in the *Motion of Debtors for Entry of Interim and Final Orders Authorizing (I) Continued Use of Existing Cash Management System, Including Maintenance of Existing Bank Accounts, Checks, and Business Forms, and (II) Continuation of Existing Deposit Practices* [Docket No. 5].

#### **Part 10, Intangibles and Intellectual Property.**

Patents, Trademarks and/or other Intellectual Property are listed as an undetermined amount on account of the fact that the fair market value of such ownership is dependent on numerous variables and factors and may differ significantly from their net book value.

Customer Lists are listed as an undetermined amount on account of the fact that the fair market value of such ownership is dependent on numerous variables and factors and may differ significantly from their net book value.

Intangible Assets are listed as an undetermined amount on account of the fact that the fair market value of such intangible items such as Patents and Trade Names is dependent on numerous variables and factors and may differ significantly from their net book value.

**Schedules E/F.** The claims of individual creditors for, among other things, goods, products, services, or taxes are listed as the amounts entered on the Debtors' books and records and may not reflect credits, allowances, or other adjustments due from such

creditors to the Debtors. The Debtors reserves all of their rights with regard to such credits, allowances, and other adjustments, including the right to assert claims objections and/or setoffs with respect to the same.

The Bankruptcy Court has authorized the Debtors to pay, in their discretion, certain unsecured Claims pursuant to the First Day Orders, and the Debtors have paid certain wage-related claims for its employees pursuant to such First Day Orders. The Debtors' Schedule E/F reflects the balance as of the Petition Date. The Debtors may pay additional Claims listed on Schedule E/F during the chapter 11 cases pursuant to the First Day Orders and other orders of the Bankruptcy Court. The Debtors reserve their rights to update Schedule E/F to reflect such payments and to modify the claims register to account for the satisfaction of such Claims.

The Debtors have used reasonable efforts to report all general unsecured Claims against the Debtors on Schedule E/F based upon the Debtors' books and records as of the Petition Date. Claims listed on Schedule E/F may have been aggregated by creditor name and remittance address and may include several dates of incurrence for the aggregate balance listed.

The Debtors have made reasonable efforts to include all unsecured creditors on Schedule E/F including, but not limited to, trade creditors, consultants, and other service providers; however, the Debtors believe that there may be instances where creditors have yet to provide proper invoices for prepetition goods or services. While the Debtors maintain general accruals to account for these liabilities in accordance with GAAP, these amounts are estimates and are not attributed to specific vendors. Accordingly, such accruals have not been included on Schedule E/F.

Schedule E/F may reflect the prepetition amounts owing to counterparties to executory contracts and unexpired leases. Such prepetition amounts, however, may be paid in connection with the assumption, or assumption and assignment, of executory contracts or unexpired leases. Additionally, Schedule E/F does not include potential rejection damage Claims, if any, of the counterparties to executory contracts and unexpired leases that have been or may be rejected, nor does it reflect applicable statutory caps or defenses to such potential rejection damage Claims.

Schedule E/F does not include certain deferred charges, deferred liabilities, accruals, or general reserves. Such amounts are, however, reflected on the Debtors' books and records as required in accordance with GAAP. Such accruals are general estimates of liabilities and do not represent specific Claims as of the Petition Date.

**Schedule G.** Although commercially reasonable efforts have been made to ensure the accuracy of Schedule G regarding executory contracts and unexpired leases, the Debtors' review is ongoing at the time of the filing of the Schedules and Statements and inadvertent errors, omissions or over-inclusion may have occurred in preparing Schedule G.

Listing a contract or agreement on Schedule G does not constitute an admission that such contract or agreement is an executory contract or unexpired lease or that such contract or



agreement was in effect on the Petition Date or is valid or enforceable. The Debtors hereby reserve their rights to dispute the validity, status, or enforceability of any contracts, agreements, or leases set forth in Schedule G and to amend or supplement such Schedule as necessary. Certain of the leases and contracts listed on Schedule G may contain renewal options, guarantees of payment, indemnifications, options to purchase, rights of first refusal and other miscellaneous rights. Such rights, powers, duties, and obligations are not set forth separately on Schedule G.

Certain of the contracts and leases listed on Schedule G may consist of several parts, including, purchase orders, amendments, restatements, waivers, letters, and other documents that may not be listed on Schedule G or that may be listed as a single entry. The Debtors expressly reserve their rights to challenge whether such related materials constitute an executory contract, a single contract or agreement, or multiple, severable or separate contracts or agreements.

Certain confidentiality and non-disclosure agreements may not be listed on Schedule G. The Debtors reserve all rights with respect to such agreements.

The contracts and leases listed on Schedule G may have expired or may have been modified, amended, or supplemented from time to time by various amendments, restatements, waivers, estoppel certificates, letters, memoranda, and other documents, instruments, and agreements that may not be listed therein despite the Debtors' use of reasonable efforts to identify such documents. Further, unless otherwise specified on Schedule G, each executory contract or unexpired lease listed thereon shall include all exhibits, schedules, riders, modifications, declarations, amendments, supplements, attachments, restatements, or other agreements made directly or indirectly by any agreement, instrument, or other document that in any manner affects such executory contract or unexpired lease, without respect to whether such agreement, instrument, or other document is listed thereon. In some cases, the same supplier or provider may appear multiple times on Schedule G. This multiple listing is intended to reflect distinct agreements between the Debtors and such supplier or provider.

The Debtors reserve all rights, claims, and causes of action with respect to the agreements on Schedule G, including the right to dispute or challenge the characterization of the structure of any transactions or any document or instrument related to a creditor's Claims.

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206Sum

**Summary of Assets and Liabilities for Non-Individuals**

12/15

**Part 1: Summary of Assets**

1. *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)

1a. **Real property:**

Copy line 88 from *Schedule A/B* .....

\$ 0.00

1b. **Total personal property:**

Copy line 91A from *Schedule A/B* .....

\$ 28,035,260.00

1c. **Total of all property:**

Copy line 92 from *Schedule A/B* .....

\$ 28,035,260.00

**Part 2: Summary of Liabilities**

2. *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)

Copy the total dollar amount listed in Column A, *Amount of claim*, from line 3 of *Schedule D* .....

\$ 42,595,951.95

3. *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)

3a. **Total claim amounts of priority unsecured claims:**

Copy the total claims from Part 1 from line 5a of *Schedule E/F* .....

\$ 0.00

3b. **Total amount of claims of nonpriority amount of unsecured claims:**

Copy the total of the amount of claims from Part 2 from line 5b of *Schedule E/F* .....

+ \$ 1,285,966.10

4. **Total liabilities**

Lines 2 + 3a + 3b .....

\$ 43,881,918.05

Fill in this information to identify the case:
Debtor Name: In re : ProSomnus, Inc.
United States Bankruptcy Court for the: District of Delaware
Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206A/B

**Schedule A/B: Assets - Real and Personal Property**

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

**Part 1: Cash and cash equivalents**

1. Does the debtor have any cash or cash equivalents?

- No. Go to Part 2.
- Yes. Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor

Current value of debtor's interest

2. Cash on hand

\_\_\_\_\_ \$ \_\_\_\_\_

3. Checking, savings, money market, or financial brokerage accounts (Identify all)

Name of institution (bank or brokerage firm)      Type of account      Last 4 digits of account number

\_\_\_\_\_ \$ \_\_\_\_\_

4. Other cash equivalents (Identify all)

\_\_\_\_\_ \$ \_\_\_\_\_

5. Total of Part 1

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$ _____	0.00
----------	------

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 2: Deposits and prepayments**

6. Does the debtor have any deposits or prepayments?

- No. Go to Part 3.
- Yes. Fill in the information below.

Current value of debtor's interest

7. Deposits, including security deposits and utility deposits

Description, including name of holder of deposit

\_\_\_\_\_ \$ \_\_\_\_\_

8. Prepayments, including prepayments on executory contracts, leases, insurance, taxes, and rent

Description, including name of holder of prepayment

\_\_\_\_\_ \$ \_\_\_\_\_

9. Total of Part 2.

Add lines 7 through 8. Copy the total to line 81.

\$		0.00
----	--	------

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 3: Accounts receivable**

10. Does the debtor have any accounts receivable?

- No. Go to Part 4.
- Yes. Fill in the information below.

**Current value of debtor's interest**

11. Accounts receivable

	Description	face amount	doubtful or uncollectible accounts		
11a.	90 days old or less:	\$ _____	- \$ _____	=..... →	\$ _____
11b.	Over 90 days old:	\$ _____	- \$ _____	=..... →	\$ _____

12. Total of Part 3.

Current value on lines 11a + 11b = line 12. Copy the total to line 82.

\$ _____	0.00
----------	------

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 4: Investments**

13. Does the debtor own any investments?

- No. Go to Part 5.
- Yes. Fill in the information below.

Valuation method used for current value	Current value of debtor's interest
---	------------------------------------

14. Mutual funds or publicly traded stocks not included in Part 1

Name of fund or stock:

14.1 None \$ \_\_\_\_\_

15. Non-publicly traded stock and interests in incorporated and unincorporated businesses, including any interest in an LLC, partnership, or joint venture

Name of entity: \_\_\_\_\_ % of ownership: \_\_\_\_\_

15.1 ProSomnus Holdings, Inc. 100% \$ Undetermined

16. Government bonds, corporate bonds, and other negotiable and non-negotiable instruments not included in Part 1

Describe:

16.1 None \$ \_\_\_\_\_

17. Total of Part 4.

Add lines 14 through 16. Copy the total to line 83.

\$ _____	0.00
----------	------

Debtor: ProSomnus, Inc.  
Name \_\_\_\_\_

Case number (if known): 24-10972

**Part 5: Inventory, excluding agriculture assets**

18. Does the debtor own any inventory (excluding agriculture assets)?

- No. Go to Part 6.
- Yes. Fill in the information below.

General description	Date of the last physical inventory	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
19. Raw materials _____	_____	\$ _____	_____	\$ _____
20. Work in progress _____	_____	\$ _____	_____	\$ _____
21. Finished goods, including goods held for resale _____	_____	\$ _____	_____	\$ _____
22. Other inventory or supplies _____	_____	\$ _____	_____	\$ _____

23. Total of Part 5.

Add lines 19 through 22. Copy the total to line 84.

\$ _____ 0.00
---------------

24. Is any of the property listed in Part 5 perishable?

- No
- Yes

25. Has any of the property listed in Part 5 been purchased within 20 days before the bankruptcy was filed?

- No
- Yes. Description \_\_\_\_\_ Book value \$ \_\_\_\_\_ Valuation method \_\_\_\_\_ Current value \$ \_\_\_\_\_

26. Has any of the property listed in Part 5 been appraised by a professional within the last year?

- No
- Yes

Debtor: ProSomnus, Inc.  
Name \_\_\_\_\_

Case number (if known): 24-10972

**Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)**

27. Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?

- No. Go to Part 7.
- Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
28. Crops—either planted or harvested	\$ _____	_____	\$ _____
29. Farm animals <i>Examples:</i> Livestock, poultry, farm-raised fish	\$ _____	_____	\$ _____
30. Farm machinery and equipment (Other than titled motor vehicles)	\$ _____	_____	\$ _____
31. Farm and fishing supplies, chemicals, and feed	\$ _____	_____	\$ _____
32. Other farming and fishing-related property not already listed in Part 6	\$ _____	_____	\$ _____

33. Total of Part 6.

Add lines 28 through 32. Copy the total to line 85.

\$ _____	0.00
----------	------

34. Is the debtor a member of an agricultural cooperative?

- No
- Yes. Is any of the debtor's property stored at the cooperative?
  - No
  - Yes

35. Has any of the property listed in Part 6 been purchased within 20 days before the bankruptcy was filed?

- No
- Yes. Description \_\_\_\_\_ Book value \$ \_\_\_\_\_ Valuation method \_\_\_\_\_ Current value \$ \_\_\_\_\_

36. Is a depreciation schedule available for any of the property listed in Part 6?

- No
- Yes

37. Has any of the property listed in Part 6 been appraised by a professional within the last year?

- No
- Yes



Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 7: Office furniture, fixtures, and equipment; and collectibles**

38. Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?

- No. Go to Part 8.
- Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
39. <b>Office furniture</b>			
_____	\$ _____	_____	\$ _____
40. <b>Office fixtures</b>			
_____	\$ _____	_____	\$ _____
41. <b>Office equipment, including all computer equipment and communication systems equipment and software</b>			
_____	\$ _____	_____	\$ _____
42. <b>Collectibles</b> <i>Examples:</i> Antiques and figurines; paintings, prints, or other artwork; books, pictures, or other art objects; china and crystal; stamp, coin, or baseball card collections; other collections, memorabilia, or collectibles			
_____	\$ _____	_____	\$ _____

43. **Total of Part 7.**

Add lines 39 through 42. Copy the total to line 86.

\$ _____	0.00
----------	------

44. Is a depreciation schedule available for any of the property listed in Part 7?

- No
- Yes

45. Has any of the property listed in Part 7 been appraised by a professional within the last year?

- No
- Yes

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 8: Machinery, equipment, and vehicles**

46. Does the debtor own or lease any machinery, equipment, or vehicles?

- No. Go to Part 9.
- Yes. Fill in the information below.

General description	Net book value of debtor's interest	Valuation method used for current value	Current value of debtor's interest
Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number)	(Where available)		

47. **Automobiles, vans, trucks, motorcycles, trailers, and titled farm vehicles**

\_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

48. **Watercraft, trailers, motors, and related accessories** Examples: Boats, trailers, motors, floating homes, personal watercraft, and fishing vessels

\_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

49. **Aircraft and accessories**

\_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

50. **Other machinery, fixtures, and equipment (excluding farm machinery and equipment)**

\_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

51. **Total of Part 8.**

Add lines 47 through 50. Copy the total to line 87.

\$ _____	0.00
----------	------

52. **Is a depreciation schedule available for any of the property listed in Part 8?**

- No
- Yes

53. **Has any of the property listed in Part 8 been appraised by a professional within the last year?**

- No
- Yes

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 9: Real property**

54. Does the debtor own or lease any real property?

- No. Go to Part 10.
- Yes. Fill in the information below.

55. Any building, other improved real estate, or land which the debtor owns or in which the debtor has an interest

Description and location of property <small>Include street address or other description such as Assessor Parcel Number (APN), and type of property (for example, acreage, factory, warehouse, apartment or office building), if available.</small>	Nature and extent of debtor's interest in property	Net book value of debtor's interest <small>(Where available)</small>	Valuation method used for current value	Current value of debtor's interest
55.1 _____	_____	\$ _____	_____	\$ _____

56. Total of Part 9.

Add the current value on lines 55.1 through 55.6 and entries from any additional sheets. Copy the total to line 88.

\$ _____	0.00
----------	------

57. Is a depreciation schedule available for any of the property listed in Part 9?

- No
- Yes

58. Has any of the property listed in Part 9 been appraised by a professional within the last year?

- No
- Yes

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 10: Intangibles and intellectual property**

59. Does the debtor have any interests in intangibles or intellectual property?

- No. Go to Part 11.
- Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
60. Patents, copyrights, trademarks, and trade secrets	\$ _____	_____	\$ _____
61. Internet domain names and websites	\$ _____	_____	\$ _____
62. Licenses, franchises, and royalties	\$ _____	_____	\$ _____
63. Customer lists, mailing lists, or other compilations	\$ _____	_____	\$ _____
64. Other intangibles, or intellectual property	\$ _____	_____	\$ _____
65. Goodwill	\$ _____	_____	\$ _____

66. Total of Part 10.

Add lines 60 through 65. Copy the total to line 89.

\$ _____ 0.00
---------------

67. Do your lists or records include personally identifiable information of customers (as defined in 11 U.S.C. §§ 101(41A) and 107)?

- No
- Yes

68. Is there an amortization or other similar schedule available for any of the property listed in Part 10?

- No
- Yes

69. Has any of the property listed in Part 10 been appraised by a professional within the last year?

- No
- Yes

Debtor: ProSomnus, Inc.  
Name \_\_\_\_\_

Case number (if known): 24-10972

**Part 11: All other assets**

70. **Does the debtor own any other assets that have not yet been reported on this form?**  
Include all interests in executory contracts and unexpired leases not previously reported on this form.
- No. Go to Part 12.  
 Yes. Fill in the information below.

**Current value of debtor's interest**

71. **Notes receivable**

Description (include name of obligor)	Total face amount	doubtful or uncollectible accounts	=.....	→	\$
71.1 <u>None</u>	\$ _____	- \$ _____			_____

72. **Tax refunds and unused net operating losses (NOLs)**

Description (for example, federal, state, local)	Tax year	\$
72.1 <u>Federal Net Operating Loss</u>	<u>2022</u>	\$ <u>23,522,083.00</u>

Description (for example, federal, state, local)	Tax year	\$
72.2 <u>State Net Operating Loss</u>	<u>2022</u>	\$ <u>4,513,177.00</u>

73. **Interests in insurance policies or annuities**

73.1 <u>See Schedule A/B 73 Attachment</u>	\$ <u>Undetermined</u>
--	------------------------

74. **Causes of action against third parties (whether or not a lawsuit has been filed)**

74.1 <u>None</u>	\$ _____
------------------	----------

**Nature of claim** \_\_\_\_\_

**Amount requested** \$ \_\_\_\_\_

75. **Other contingent and unliquidated claims or causes of action of every nature, including counterclaims of the debtor and rights to set off claims**

75.1 <u>None</u>	\$ _____
------------------	----------

**Nature of claim** \_\_\_\_\_

**Amount requested** \$ \_\_\_\_\_

76. **Trusts, equitable or future interests in property**

76.1 <u>None</u>	\$ _____
------------------	----------

77. **Other property of any kind not already listed** *Examples: Season tickets, country club membership*

77.1 <u>None</u>	\$ _____
------------------	----------

78. **Total of Part 11.**

Add lines 71 through 77. Copy the total to line 90.

\$ <u>28,035,260.00</u>
-------------------------

79. **Has any of the property listed in Part 11 been appraised by a professional within the last year?**

- No  
 Yes

Debtor: ProSomnus, Inc.  
Name

Case number (if known): 24-10972

**Part 12: Summary**

In Part 12 copy all of the totals from the earlier parts of the form.

Type of property	Current value of personal property	Current value of real property
80. <b>Cash, cash equivalents, and financial assets.</b> <i>Copy line 5, Part 1.</i>	\$ 0.00	
81. <b>Deposits and prepayments.</b> <i>Copy line 9, Part 2.</i>	\$ 0.00	
82. <b>Accounts receivable.</b> <i>Copy line 12, Part 3.</i>	\$ 0.00	
83. <b>Investments.</b> <i>Copy line 17, Part 4.</i>	\$ 0.00	
84. <b>Inventory.</b> <i>Copy line 23, Part 5.</i>	\$ 0.00	
85. <b>Farming and fishing-related assets.</b> <i>Copy line 33, Part 6.</i>	\$ 0.00	
86. <b>Office furniture, fixtures, and equipment; and collectibles.</b> <i>Copy line 43, Part 7.</i>	\$ 0.00	
87. <b>Machinery, equipment, and vehicles.</b> <i>Copy line 51, Part 8.</i>	\$ 0.00	
88. <b>Real property.</b> <i>Copy line 56, Part 9.....</i> →		\$ 0.00
89. <b>Intangibles and intellectual property.</b> <i>Copy line 66, Part 10.</i>	\$ 0.00	
90. <b>All other assets.</b> <i>Copy line 78, Part 11.</i>	\$ 28,035,260.00	
91. <b>Total.</b> Add lines 80 through 90 for each column.....91a.	\$ 28,035,260.00	\$ 0.00 + 91b.
92. <b>Total of all property on Schedule A/B.</b> Lines 91a + 91b = 92. ....		\$ 28,035,260.00

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206D

**Schedule D: Creditors Who Have Claims Secured by Property**

12/15

Be as complete and accurate as possible.

1. Do any creditors have claims secured by debtor's property?

- No. Check this box and submit page 1 of this form to the court with debtor's other schedules. Debtor has nothing else to report on this form.
- Yes. Fill in all of the information below.

**Part 1: List Creditors Who Have Secured Claims**

2. List in alphabetical order all creditors who have secured claims. If a creditor has more than one secured claim, list the creditor separately for each claim.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

2.1 Creditor's name	Describe debtor's property that is subject to a lien			
Cedarview Opportunities Master Fund, L.P. <small>Creditor's Name</small>	Substantially all of the Debtors' assets	\$	431,188.00	\$ Undetermined
<b>Creditor's mailing address</b>	<b>Describe the lien</b>			
Cedarview/Burton Weinstein <small>Notice Name</small>				
4 Iris Street <small>Street</small>				
	<b>Is the creditor an insider or related party?</b>			
	<input checked="" type="checkbox"/> No			
	<input type="checkbox"/> Yes			
Cedarhurst NY 11516 <small>City State ZIP Code</small>				
	<b>Is anyone else liable on this claim?</b>			
	<input type="checkbox"/> No			
	<input checked="" type="checkbox"/> Yes. Fill out <i>Schedule H: Codebtors(Official Form 206H)</i> .			
<b>Date debt was incurred</b> 12/6/2022				
<b>Last 4 digits of account number</b> N/A	<b>As of the petition filing date, the claim is:</b> Check all that apply.			
	<input type="checkbox"/> Contingent			
	<input type="checkbox"/> Unliquidated			
	<input type="checkbox"/> Disputed			
<b>Do multiple creditors have an interest in the same property?</b>				
<input type="checkbox"/> No				
<input checked="" type="checkbox"/> Yes. Have you already specified the relative priority?				
<input checked="" type="checkbox"/> No. Specify each creditor, including this creditor, and its relative priority.				
Senior Convertible Notes (Bridge Notes) Class 3				
<input type="checkbox"/> Yes. The relative priority of creditors is specified on lines				

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.2 Creditor's name**

**Describe debtor's property that is subject to a lien**

Cedarview Opportunities Master Fund, L.P. Substantially all of the Debtors' assets (2nd Priority) \$ 2,224,352.59 \$ Undetermined  
 Creditor's Name

**Creditor's mailing address**

Cedarview/Burton Weinstein

Notice Name

4 Iris Street

Street

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

Cedarhurst NY 11516  
 City State ZIP Code

Country

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
 Subordinated Secured Convertible Exchange Notes Class 2
  - Yes. The relative priority of creditors is specified on lines



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.3 Creditor's name**

**Describe debtor's property that is subject to a lien**

Cetus Capital VI, L.P.

Creditor's Name

Substantially all of the Debtors' assets

\$ 1,437,293.00 \$ Undetermined

**Creditor's mailing address**

Cetus Capital VI, L.P.

Notice Name

8 Sound Shore Drive

Street

Suite 303

Greenwich

CT

6830

City

State

ZIP Code

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
Senior Convertible Notes (Bridge Notes) Class 3
  - Yes. The relative priority of creditors is specified on lines \_\_\_\_\_

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.4 Creditor's name**

**Describe debtor's property that is subject to a lien**

Cetus Capital VI, L.P.

Creditor's Name

Substantially all of the Debtors' assets (2nd Priority) \$ 7,414,507.95 \$ Undetermined

**Creditor's mailing address**

Cetus Capital VI, L.P.

Notice Name

8 Sound Shore Drive

Street

Suite 303

Greenwich

CT

6830

City

State

ZIP Code

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Secured Convertible Exchange Notes Class 2
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.5 Creditor's name**

**Describe debtor's property that is subject to a lien**

Cohanzick Absolute Return Master Fund Substantially all of the Debtors' assets (2nd Priority) \$ 321,910.62 \$ Undetermined  
Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson

Notice Name

321 North Clark Street

Street

32nd Floor

Chicago IL 60654

City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
    - Subordinated Convertible Notes Class 1
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.6 Creditor's name**

**Describe debtor's property that is subject to a lien**

CrossingBridge Low Duration High Yield Fund Substantially all of the Debtors' assets \$ 7,622,555.00 \$ Undetermined  
Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson

Notice Name

321 North Clark Street

Street

32nd Floor

Chicago IL 60654

City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
Senior Convertible Notes 2025 Class 1
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.7 Creditor's name**

**Describe debtor's property that is subject to a lien**

Destinations Global Fixed Income Opportunities Fund

Substantially all of the Debtors' assets \$ 549,023.00 \$ Undetermined

Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson

**Describe the lien**

Notice Name

321 North Clark Street

Street

32nd Floor

**Is the creditor an insider or related party?**

- No
- Yes

Chicago IL 60654

City State ZIP Code

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

- Check all that apply.
- Contingent
  - Unliquidated
  - Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Senior Convertible Notes (Bridge Notes) Class 3
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.8 Creditor's name**

**Describe debtor's property that is subject to a lien**

Destinations Global Fixed Income Opportunities Fund

Substantially all of the Debtors' assets (2nd Priority) \$ 3,943,787.12 \$ Undetermined

Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson

**Describe the lien**

Notice Name

321 North Clark Street

Street

32nd Floor

**Is the creditor an insider or related party?**

- No
- Yes

Chicago IL 60654

City State ZIP Code

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

- Check all that apply.
- Contingent
  - Unliquidated
  - Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Convertible Notes Class 1
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.9 Creditor's name**

**Describe debtor's property that is subject to a lien**

Destinations Low Duration Fixed Income Fund Substantially all of the Debtors' assets \$ 6,377,485.00 \$ Undetermined  
Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson

Notice Name

321 North Clark Street

Street

32nd Floor

Chicago IL 60654

City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
Senior Convertible Notes 2025 Class 1
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.10 Creditor's name**

**Describe debtor's property that is subject to a lien**

Intrepid Income Fund  
 Substantially all of the Debtors' assets \$ 3,500,009.00 \$ Undetermined  
Creditor's Name

**Creditor's mailing address**

US Bank Trust Services/Physical Securities Processing/19-3746

Notice Name

1555 N River Center Drive

Street

Suite 302

Milwaukee WI 53212  
City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
 Senior Secured Convertible Exchange Notes Class 2
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.11 Creditor's name**

**Describe debtor's property that is subject to a lien**

Leaffilter North Holdings Inc.

Creditor's Name

Substantially all of the Debtors' assets (2nd Priority) \$ 407,722.78 \$ Undetermined

**Creditor's mailing address**

Attn Kenneth A. Peterson

Notice Name

321 North Clark Street

Street

32nd Floor

**Describe the lien**

Chicago IL 60654

City State ZIP Code

**Is the creditor an insider or related party?**

- No
- Yes

Country

**Creditor's email address, if known**

N/A

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Convertible Notes Class 1
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.12 Creditor's name**

**Describe debtor's property that is subject to a lien**

Nautilus Master Fund, L.P.

Creditor's Name

Substantially all of the Debtors' assets (2nd Priority) \$ 1,063,954.29 \$ Undetermined

**Creditor's mailing address**

c/o RBC Dominion Securities/Attn Kathy Jackson

Notice Name

180 Wellington St

Street

9th Floor

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

Toronto ON MSJ OC2

City State ZIP Code

Canada

Country

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**Creditor's email address, if known**

N/A

Date debt was incurred 10/11/2023

Last 4 digits of account number

N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Convertible Notes Class 1
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.13 Creditor's name**

**Describe debtor's property that is subject to a lien**

RiverPark Strategic Income Fund Substantially all of the Debtors' assets \$ 268,317.00 \$ Undetermined  
Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson  
Notice Name

321 North Clark Street  
Street

32nd Floor

Chicago IL 60654  
City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
Senior Convertible Notes (Bridge Notes) Class 3
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
 Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.14 Creditor's name**

**Describe debtor's property that is subject to a lien**

RiverPark Strategic Income Fund Substantially all of the Debtors' assets (2nd Priority) \$ 1,927,413.17 \$ Undetermined  
 Creditor's Name

**Creditor's mailing address**

Attn Kenneth A. Peterson  
 Notice Name

321 North Clark Street  
 Street

32nd Floor

Chicago IL 60654  
 City State ZIP Code

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Convertible Notes Class 1
  - Yes. The relative priority of creditors is specified on lines

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.15 Creditor's name**

**Describe debtor's property that is subject to a lien**

SMC Holdings II, LP

Creditor's Name

Substantially all of the Debtors' assets

\$ 1,328,179.00 \$ Undetermined

**Creditor's mailing address**

c/o Spring Mountain Capital, LP

Notice Name

650 Madison Avenue

Street

20th Floor

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

New York NY 10022

City State ZIP Code

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 12/6/2022

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.  
Senior Convertible Notes (Bridge Notes) Class 3
  - Yes. The relative priority of creditors is specified on lines

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 1: Additional Page**

Copy this page only if more space is needed. Continue numbering the lines sequentially from the previous page.

*Column A*  
**Amount of claim**  
Do not deduct the value of collateral.

*Column B*  
**Value of collateral that supports this claim**

**2.16 Creditor's name**

**Describe debtor's property that is subject to a lien**

SMC Holdings II, LP - Class Sleep

Creditor's Name

Substantially all of the Debtors' assets (2nd Priority) \$ 3,778,254.43 \$ Undetermined

**Creditor's mailing address**

c/o Spring Mountain Capital, LP

Notice Name

650 Madison Avenue

Street

20th Floor

**Describe the lien**

**Is the creditor an insider or related party?**

- No
- Yes

New York

NY

10022

City

State

ZIP Code

**Is anyone else liable on this claim?**

- No
- Yes. Fill out *Schedule H: Codebtors(Official Form 206H)*.

Country

**Creditor's email address, if known**

N/A

**Date debt was incurred** 10/11/2023

**Last 4 digits of account number** N/A

**As of the petition filing date, the claim is:**

Check all that apply.

- Contingent
- Unliquidated
- Disputed

**Do multiple creditors have an interest in the same property?**

- No
- Yes. Have you already specified the relative priority?
  - No. Specify each creditor, including this creditor, and its relative priority.
 

Subordinated Secured Convertible Exchange Notes Class 2
  - Yes. The relative priority of creditors is specified on lines

**3. Total of the dollar amounts from Part 1, Column A, including the amounts from the Additional Page, if any.**

\$ 42,595,951.95

**Part 2:** List Others to Be Notified for a Debt Already Listed in Part 1

List in alphabetical order any others who must be notified for a debt already listed in Part 1. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for secured creditors.

If no others need to be notified for the debts listed in Part 1, do not fill out or submit this page. If additional pages are needed, copy this page.

Name and address	On which line in Part 1 did you enter the related creditor?	Last 4 digits of account number for this entity
Name _____	Line _____	_____
Notice Name _____		
Street _____		
_____		
_____		
City _____ State _____ ZIP Code _____		
Country _____		

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206E/F

**Schedule E/F: Creditors Who Have Unsecured Claims**

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on Schedule A/B: Assets - Real and Personal Property (Official Form 206A/B) and on Schedule G: Executory Contracts and Unexpired Leases (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

**Part 1: List All Creditors with PRIORITY Unsecured Claims**

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507).

- No. Go to Part 2.
- Yes. Go to Line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part. If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

Total claim	Priority amount
-------------	-----------------

2.1 Priority creditor's name and mailing address As of the petition filing date, the claim is: \$ \_\_\_\_\_ \$ \_\_\_\_\_

Check all that apply.

- Contingent
- Unliquidated
- Disputed

Address **Basis for the claim:**

City State ZIP Code

Country

Date or dates debt was incurred

Last 4 digits of account number

Is the claim subject to offset?

- No
- Yes

Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) ()



**Part 2: List All Creditors with NONPRIORITY Unsecured Claims**

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

**Amount of claim**

**3.1 Nonpriority creditor's name and mailing address**

Andersen Tax LLC  
Creditor Name

Creditor's Notice name

Box 200988  
Address

Pittsburgh PA 15251-0988  
City State ZIP Code

Country

**Date or dates debt was incurred**

Various

**Last 4 digits of account**

number N/A

**As of the petition filing date, the claim is:** \$ 6,143.00

*Check all that apply.*

Contingent

Unliquidated

Disputed

**Basis for the claim:**

Trade Claim

**3.2 Nonpriority creditor's name and mailing address**

Marcum LLP  
Creditor Name

Creditor's Notice name

1 Canal Plaza 4th Floor  
Address

Portland ME 04101  
City State ZIP Code

Country

**Date or dates debt was incurred**

Various

**Last 4 digits of account**

number N/A

**As of the petition filing date, the claim is:** \$ 195,494.00

*Check all that apply.*

Contingent

Unliquidated

Disputed

**Basis for the claim:**

Trade Claim

**Is the claim subject to offset?**

No

Yes

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**3.3 Nonpriority creditor's name and mailing address**

Moss Adams LLP

Creditor Name

Creditor's Notice name

999 3rd Avenue, Suite 3300

Address

Seattle

WA

98104

City

State

ZIP Code

Country

**Date or dates debt was incurred**

Various

**Last 4 digits of account**

number N/A

**As of the petition filing date, the claim is:** \$ 88,983.59

*Check all that apply.*

Contingent

Unliquidated

Disputed

**Basis for the claim:**

Trade Claim

**3.4 Nonpriority creditor's name and mailing address**

Wilson Sonsini Goodrich & Rosati PC

Creditor Name

Creditor's Notice name

650 Page Mill Road

Address

Palo Alto

CA

94304

City

State

ZIP Code

Country

**Date or dates debt was incurred**

Various

**Last 4 digits of account**

number N/A

**As of the petition filing date, the claim is:** \$ 995,345.51

*Check all that apply.*

Contingent

Unliquidated

Disputed

**Basis for the claim:**

Trade Claim

**Is the claim subject to offset?**

No

Yes

**Part 3: List Others to Be Notified About Unsecured Claims**

4. List in alphabetical order any others who must be notified for claims listed in Parts 1 and 2. Examples of entities that may be listed are collection agencies, assignees of claims listed above, and attorneys for unsecured creditors. If no others need to be notified for the debts listed in Parts 1 and 2, do not fill out or submit this page. If additional pages are needed, copy the next page.

Name and mailing address	On which line in Part 1 or Part 2 is the related creditor (if any) listed?	Last 4 digits of account number, if any
Name _____ _____	Line <input type="checkbox"/> Not Listed.Explain	_____ _____
Notice Name _____	_____	_____
Street _____ _____ _____	_____	_____
City _____	_____	_____
Country _____	_____	_____

**Part 4:** Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

		<b>Total of claim amounts</b>
5a. Total claims from Part 1	5a.	\$ <u>0.00</u>
5b. Total claims from Part 2	5b. +	\$ <u>1,285,966.10</u>
5c. Total of Parts 1 and 2 Lines 5a + 5b = 5c.	5c.	\$ <u>1,285,966.10</u>

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206G

**Schedule G: Executory Contracts and Unexpired Leases**

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, numbering the entries consecutively.

1. Does the debtor have any executory contracts or unexpired leases?

- No. Check this box and file this form with the court with the debtor's other schedules. There is nothing else to report on this form.
- Yes. Fill in all of the information below even if the contracts or leases are listed on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B).

2. List all contracts and unexpired leases

State the name and mailing address for all other parties with whom the debtor has an executory contract or unexpired lease

State what the contract or lease is for and the nature of the debtor's interest

Name

Notice Name

State the term remaining

Address

List the contract number of any government contract

City State ZIP Code

Country

<b>Fill in this information to identify the case:</b>
Debtor Name: In re : ProSomnus, Inc.
United States Bankruptcy Court for the: District of Delaware
Case number (if known): 24-10972 ()

Check if this is an amended filing

Official Form 206H

**Schedule H: Codebtors**

12/15

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Does the debtor have any codebtors?

- No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.
- Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, Schedules D-G. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

Column 1: Codebtor			Column 2: Creditor	
Name	Mailing address		Name	Check all schedules that apply:
2.1 ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA 94588		
	City	State ZIP Code		
	Country			
2.2 ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA 94588		
	City	State ZIP Code		
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name				
2.3	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cedarview Opportunities Master Fund, L.P. <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.4	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cedarview Opportunities Master Fund, L.P. <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.5	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cedarview Opportunities Master Fund, L.P. <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.6	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cetus Capital VI, L.P. <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.7	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Cetus Capital VI, L.P. <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

2.8 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Cetus Capital VI, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.9 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Cetus Capital VI, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.10 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Cetus Capital VI, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.11 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Cetus Capital VI, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.12 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Cohanzick Absolute Return  D  
 Street Master Fund  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

- |      |                          |                      |   |                                       |
|------|--------------------------|----------------------|---|---------------------------------------|
| 2.13 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Cohanzick Absolute Return Master Fund       | <input checked="" type="checkbox"/> D |
|      |                          | Street               |   | <input type="checkbox"/> E/F          |
|      |                          |                      |   | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588                                       |                                       |
|      | City                     | State                | ZIP Code                                    |                                       |
|      |                          | Country              |   |                                       |
| 2.14 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Cohanzick Absolute Return Master Fund       | <input checked="" type="checkbox"/> D |
|      |                          | Street               |   | <input type="checkbox"/> E/F          |
|      |                          |                      |   | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588                                       |                                       |
|      | City                     | State                | ZIP Code                                    |                                       |
|      |                          | Country              |   |                                       |
| 2.15 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | CrossingBridge Low Duration High Yield Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |   | <input type="checkbox"/> E/F          |
|      |                          |                      |   | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588                                       |                                       |
|      | City                     | State                | ZIP Code                                    |                                       |
|      |                          | Country              |   |                                       |
| 2.16 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | CrossingBridge Low Duration High Yield Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |   | <input type="checkbox"/> E/F          |
|      |                          |                      |   | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588                                       |                                       |
|      | City                     | State                | ZIP Code                                    |                                       |
|      |                          | Country              |   |                                       |
| 2.17 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | CrossingBridge Low Duration High Yield Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |   | <input type="checkbox"/> E/F          |
|      |                          |                      |   | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588                                       |                                       |
|      | City                     | State                | ZIP Code                                    |                                       |
|      |                          | Country              |   |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name				
2.18	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Destinations Global Fixed Income Opportunities Fund <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.19	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Destinations Global Fixed Income Opportunities Fund <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.20	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Destinations Global Fixed Income Opportunities Fund <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.21	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Destinations Global Fixed Income Opportunities Fund <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.22	ProSomnus Holdings, Inc.	5675 Gibraltar Drive		Destinations Global Fixed Income Opportunities Fund <input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

- |      |                          |                      |  |                                       |
|------|--------------------------|----------------------|--|---------------------------------------|
| 2.23 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Destinations Global Fixed<br>Income Opportunities Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |  | <input type="checkbox"/> E/F          |
|      |                          |                      |  | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588  |                                       |
|      | City                     | State                | ZIP Code   |                                       |
|      | Country                  |                      |  |                                       |
| 2.24 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Destinations Low Duration<br>Fixed Income Fund         | <input checked="" type="checkbox"/> D |
|      |                          | Street               |  | <input type="checkbox"/> E/F          |
|      |                          |                      |  | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588  |                                       |
|      | City                     | State                | ZIP Code   |                                       |
|      | Country                  |                      |  |                                       |
| 2.25 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Destinations Low Duration<br>Fixed Income Fund         | <input checked="" type="checkbox"/> D |
|      |                          | Street               |  | <input type="checkbox"/> E/F          |
|      |                          |                      |  | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588  |                                       |
|      | City                     | State                | ZIP Code   |                                       |
|      | Country                  |                      |  |                                       |
| 2.26 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Destinations Low Duration<br>Fixed Income Fund         | <input checked="" type="checkbox"/> D |
|      |                          | Street               |  | <input type="checkbox"/> E/F          |
|      |                          |                      |  | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588  |                                       |
|      | City                     | State                | ZIP Code   |                                       |
|      | Country                  |                      |  |                                       |
| 2.27 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Intrepid Income Fund                                   | <input checked="" type="checkbox"/> D |
|      |                          | Street               |  | <input type="checkbox"/> E/F          |
|      |                          |                      |  | <input type="checkbox"/> G            |
|      | Pleasanton               | CA                   | 94588  |                                       |
|      | City                     | State                | ZIP Code   |                                       |
|      | Country                  |                      |  |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.28	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	Intrepid Income Fund	<input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.29	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	Intrepid Income Fund	<input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.30	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.31	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.32	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
		Street		<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

2.33 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Leaffilter North Holdings, Inc.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.34 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Leaffilter North Holdings, Inc.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.35 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Leaffilter North Holdings, Inc.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.36 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Nautilus Master Fund, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

2.37 ProSomnus Holdings, Inc. 5675 Gibraltar Drive Nautilus Master Fund, L.P.  D  
 Street  E/F  
 \_\_\_\_\_  G  
 \_\_\_\_\_  
 Pleasanton CA 94588  
 City State ZIP Code  
 \_\_\_\_\_  
 Country

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

- |      |                          |                      |                                 |                                       |
|------|--------------------------|----------------------|---------------------------------|---------------------------------------|
| 2.38 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | Nautilus Master Fund, L.P.      | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.39 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.40 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.41 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.42 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

- |      |                          |                      |                                 |                                       |
|------|--------------------------|----------------------|---------------------------------|---------------------------------------|
| 2.43 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.44 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.45 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.46 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |
| 2.47 | ProSomnus Holdings, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                          | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                          |                      |                                 | <input type="checkbox"/> G            |
|      |                          | Pleasanton CA 94588  |                                 |                                       |
|      |                          | City State ZIP Code  |                                 |                                       |
|      |                          | Country              |                                 |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.48	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.49	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.50	ProSomnus Holdings, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.51	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.52	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.53	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.54	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.55	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cedarview Opportunities Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.56	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cetus Capital VI, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.57	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cetus Capital VI, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

- |      |                                    |                      |                                       |                                       |
|------|------------------------------------|----------------------|---------------------------------------|---------------------------------------|
| 2.58 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Cetus Capital VI, L.P.                | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                       | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                       | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                                 |                                       |
|      | City                               | State                | ZIP Code                              |                                       |
|      | Country                            |                      |                                       |                                       |
| 2.59 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Cetus Capital VI, L.P.                | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                       | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                       | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                                 |                                       |
|      | City                               | State                | ZIP Code                              |                                       |
|      | Country                            |                      |                                       |                                       |
| 2.60 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Cetus Capital VI, L.P.                | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                       | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                       | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                                 |                                       |
|      | City                               | State                | ZIP Code                              |                                       |
|      | Country                            |                      |                                       |                                       |
| 2.61 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Cetus Capital VI, L.P.                | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                       | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                       | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                                 |                                       |
|      | City                               | State                | ZIP Code                              |                                       |
|      | Country                            |                      |                                       |                                       |
| 2.62 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Cohanzick Absolute Return Master Fund | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                       | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                       | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                                 |                                       |
|      | City                               | State                | ZIP Code                              |                                       |
|      | Country                            |                      |                                       |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.63	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cohanzick Absolute Return Master Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.64	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Cohanzick Absolute Return Master Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.65	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	CrossingBridge Low Duration High Yield Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.66	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	CrossingBridge Low Duration High Yield Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.67	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	CrossingBridge Low Duration High Yield Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.68	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.69	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.70	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.71	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.72	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.73	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Global Fixed Income Opportunities Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.74	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Low Duration Fixed Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.75	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Low Duration Fixed Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.76	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Destinations Low Duration Fixed Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.77	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Intrepid Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.78	ProSomnus Sleep Technologies, Inc. Name	5675 Gibraltar Drive	Intrepid Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.79	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Intrepid Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.80	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.81	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.82	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Leaffilter North Holdings, Inc.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

- |      |                                    |                      |                                 |                                       |
|------|------------------------------------|----------------------|---------------------------------|---------------------------------------|
| 2.83 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Leaffilter North Holdings, Inc. | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                           |                                       |
|      | City                               | State                | ZIP Code                        |                                       |
|      | Country                            |                      |                                 |                                       |
| 2.84 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Leaffilter North Holdings, Inc. | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                           |                                       |
|      | City                               | State                | ZIP Code                        |                                       |
|      | Country                            |                      |                                 |                                       |
| 2.85 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Leaffilter North Holdings, Inc. | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                           |                                       |
|      | City                               | State                | ZIP Code                        |                                       |
|      | Country                            |                      |                                 |                                       |
| 2.86 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Nautilus Master Fund, L.P.      | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                           |                                       |
|      | City                               | State                | ZIP Code                        |                                       |
|      | Country                            |                      |                                 |                                       |
| 2.87 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | Nautilus Master Fund, L.P.      | <input checked="" type="checkbox"/> D |
|      | Street                             |                      |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      | Pleasanton                         | CA                   | 94588                           |                                       |
|      | City                               | State                | ZIP Code                        |                                       |
|      | Country                            |                      |                                 |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.88	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	Nautilus Master Fund, L.P.	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.89	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	RiverPark Strategic Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.90	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	RiverPark Strategic Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.91	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	RiverPark Strategic Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
2.92	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	RiverPark Strategic Income Fund	<input checked="" type="checkbox"/> D
	Street			<input type="checkbox"/> E/F
				<input type="checkbox"/> G
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

- |      |                                    |                      |                                 |                                       |
|------|------------------------------------|----------------------|---------------------------------|---------------------------------------|
| 2.93 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                                    | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      |                                    | Pleasanton           | CA                              | 94588                                 |
|      |                                    | City                 | State                           | ZIP Code                              |
|      |                                    | Country              |                                 |                                       |
| 2.94 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | RiverPark Strategic Income Fund | <input checked="" type="checkbox"/> D |
|      |                                    | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      |                                    | Pleasanton           | CA                              | 94588                                 |
|      |                                    | City                 | State                           | ZIP Code                              |
|      |                                    | Country              |                                 |                                       |
| 2.95 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                                    | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      |                                    | Pleasanton           | CA                              | 94588                                 |
|      |                                    | City                 | State                           | ZIP Code                              |
|      |                                    | Country              |                                 |                                       |
| 2.96 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                                    | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      |                                    | Pleasanton           | CA                              | 94588                                 |
|      |                                    | City                 | State                           | ZIP Code                              |
|      |                                    | Country              |                                 |                                       |
| 2.97 | ProSomnus Sleep Technologies, Inc. | 5675 Gibraltar Drive | SMC Holdings II, LP             | <input checked="" type="checkbox"/> D |
|      |                                    | Street               |                                 | <input type="checkbox"/> E/F          |
|      |                                    |                      |                                 | <input type="checkbox"/> G            |
|      |                                    | Pleasanton           | CA                              | 94588                                 |
|      |                                    | City                 | State                           | ZIP Code                              |
|      |                                    | Country              |                                 |                                       |

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

2.98	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	<hr style="border-top: 1px solid black;"/>			
	Street			<input type="checkbox"/> E/F
	<hr style="border-top: 1px solid black;"/>			<input type="checkbox"/> G
	Pleasanton	CA	94588	
	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	
	City	State	ZIP Code	
	<hr style="border-top: 1px solid black;"/>			
	Country			
2.99	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	<hr style="border-top: 1px solid black;"/>			
	Street			<input type="checkbox"/> E/F
	<hr style="border-top: 1px solid black;"/>			<input type="checkbox"/> G
	Pleasanton	CA	94588	
	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	
	City	State	ZIP Code	
	<hr style="border-top: 1px solid black;"/>			
	Country			
2.100	ProSomnus Sleep Technologies, Inc.	5675 Gibraltar Drive	SMC Holdings II, LP - Class Sleep	<input checked="" type="checkbox"/> D
	<hr style="border-top: 1px solid black;"/>			
	Street			<input type="checkbox"/> E/F
	<hr style="border-top: 1px solid black;"/>			<input type="checkbox"/> G
	Pleasanton	CA	94588	
	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>	
	City	State	ZIP Code	
	<hr style="border-top: 1px solid black;"/>			
	Country			

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District of Delaware  
 Case number (if known): 24-10972 ()

**Official Form 202**

**Declaration Under Penalty of Perjury for Non-Individual Debtors**

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

**Declaration and signature**

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets--Real and Personal Property* (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- Schedule H: Codebtors* (Official Form 206H)
- Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- Amended Schedule \_\_\_\_\_
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- Other document that requires a declaration \_\_\_\_\_

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 06/04/2024  
 MM / DD / YYYY

✘ / s / Brian Dow  
 Signature of individual signing on behalf of debtor

Brian Dow  
 Printed name  
Chief Financial Officer  
 Position or relationship to debtor

**In re: ProSomnus, Inc.****Case No. 24-10972**

Schedule A/B 73

Interests in insurance policies or annuities

<b>Company</b>	<b>Type</b>	<b>Account number / Policy number</b>	<b>Current value of debtor's interest</b>
AIG	Crime	01-742-86-84	Undetermined
Allied World Insurance Co.	Lead Side A D&O	0313-6414	Undetermined
Chubb Custom Insurance	Primary D&O	J06140695	Undetermined
Continental Cas. Co.	First Excess D&O	652483347	Undetermined
Endurance Risk Solutions Assurance Co.	Second Excess D&O	DOX30028975201	Undetermined
Obsidian Specialty Insurance Company	Cyber Liability	OBD-CBSRY7UIGL-002	Undetermined
Travelers	Umbrella Commercial	CUP-5X620158-23-16	Undetermined
Travelers Indemnity Company	Business Automobile	BA8S97455A23I6G	Undetermined
Travelers Property Cas. Co. of America	Commercial Liability	6300X486044TIL23	Undetermined
Travelers Property Cas. Co. of America	Errors & Omissions	ZPL51N022523I6	Undetermined
Travelers Property Cas. Co. of America	Foreign Liability	ZGC16P19492	Undetermined
Travelers Property Cas. Co. of America	Professional Liability	ZPP16P19650A	Undetermined
		<b>TOTAL:</b>	<b>Undetermined</b>

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

In re:

PROSOMNUS, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 24-10972 (JTD)

(Jointly Administered)

**STATEMENT OF FINANCIAL AFFAIRS FOR  
PROSOMNUS, INC. (CASE NO. 24-10972)**

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number are: ProSomnus, Inc. (8216), ProSomnus Holdings, Inc. (3855), and ProSomnus Sleep Technologies, Inc. (0766). The location of the Debtors' principal place of business and the Debtors' mailing address is 5675 Gibraltar Dr., Pleasanton, California 94588.

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

In re:

PROSOMNUS, INC., *et al.*,<sup>1</sup>  
Debtors.

Chapter 11  
Case No. 24-10972 (JTD)  
(Jointly Administered)

**GLOBAL NOTES, STATEMENT OF LIMITATIONS, AND DISCLAIMERS  
REGARDING THE DEBTORS' SCHEDULES OF ASSETS AND LIABILITIES AND  
STATEMENTS OF FINANCIAL AFFAIRS**

The above-captioned debtors and debtors-in-possession (the “**Debtors**”), with the assistance of their advisors, have filed their Schedules of Assets and Liabilities (the “**Schedules**”) and Statements of Financial Affairs (the “**Statements**” and together with the Schedules, the “**Schedules and Statements**”) with the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”) pursuant to section 521 of title 11 of the United States Code (the “**Bankruptcy Code**”) and Rule 1007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”).

These Global Notes, Statement of Limitations, and Disclaimers Regarding the Debtors’ Schedules of Assets and Liabilities and Statements of Financial Affairs (collectively, the “**Global Notes**”) pertain to, are incorporated by reference in, and comprise an integral part of, the Debtors’ Schedules and Statements. The Global Notes should be referred to, considered, and reviewed in connection with any review of the Schedules and Statements.

The Schedules and Statements do not purport to represent financial statements prepared in accordance with Generally Accepted Accounting Principles in the United States (“**GAAP**”), nor are they intended to be fully reconciled with the financial statements of the Debtors (whether publicly filed or otherwise). Additionally, the Schedules and Statements contain unaudited information that is subject to further review and potential adjustment and reflect the Debtors’ reasonable efforts to report the assets and liabilities of the Debtors.

In preparing the Schedules and Statements, the Debtors relied upon information derived from their books and records that was available at the time of such preparation. The preparation of the Schedules and Statements required the Debtors to make estimates and assumptions that affect the reported amounts of assets, liabilities, revenue and expenses. Although the Debtors have made reasonable efforts to ensure the accuracy and completeness of such financial information,

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number are: ProSomnus, Inc. (8216), ProSomnus Holdings, Inc. (3855), and ProSomnus Sleep Technologies, Inc. (0766). The location of the Debtors’ principal place of business and the Debtors’ mailing address is 5675 Gibraltar Dr., Pleasanton, California 94588.

inadvertent errors or omissions, as well as the discovery of conflicting, revised, or subsequent information, may cause a material change to the Schedules and Statements.

The Debtors and their officers, employees, agents, attorneys, and advisors do not guarantee or warrant the accuracy or completeness of the data that is provided in the Schedules and Statements and shall not be liable for any loss or injury arising out of or caused in whole or in part by any act or omission, whether negligent or otherwise, in procuring, compiling, collecting, interpreting, reporting, communicating, or delivering the information contained in the Schedules and Statements. Except as expressly required by the Bankruptcy Code, the Debtors and their officers, employees, agents, attorneys, and advisors expressly do not undertake any obligation to update, modify, revise or re-categorize the information provided in the Schedules and Statements or to notify any third party should the information be updated, modified, revised, or re-categorized.

Brian Dow, the Debtors' chief financial officer, has signed the Schedules and Statements. In reviewing and signing the Schedules and Statements, Mr. Dow has relied upon the efforts, statements, and representations of various personnel employed by the Debtors and their advisors. Mr. Dow has not (and could not have) personally verified the accuracy of each such statement and representation, including, for example, statements and representations concerning amounts owed to creditors and their addresses. Neither the Schedules and Statements, nor the Global Notes, should be relied upon by any persons for information relating to current or future financial conditions, events, or performance of the Debtors.

### **Global Notes Overview and Methodology**

1. **Reservation of Rights.** Reasonable efforts have been made to prepare and file complete and accurate Schedules and Statements; however, inadvertent errors or omissions may exist and certain amounts reflect estimates and assumptions that are subject to revision based on future facts, circumstances, and information that become available over time. The Debtors reserve all rights to amend or supplement the Schedules and Statements from time to time, in all respects, as may be necessary or appropriate to (including, without limitation): (a) amend the Schedules and Statements with respect to the description or designation of any "claim" asserted against one or more Debtors (as defined in section 105(a) of the Bankruptcy Code, a "**Claim**"); (b) dispute or otherwise assert offsets or defenses to any Claim reflected in the Schedules and Statements as to amount, liability, priority, status, or classification; (c) subsequently designate any Claim as "disputed," "contingent," or "unliquidated;" and/or (d) object to the extent, validity, enforceability, priority, or avoidability of any Claim). Any failure to designate a Claim in the Schedules and Statements as "disputed," "contingent," or "unliquidated" does not constitute an admission by the Debtors that such Claim or amount is not "disputed," "contingent," or "unliquidated." Listing a Claim does not constitute an admission of liability by the Debtor against which the Claim is listed or any other Debtor. Furthermore, nothing contained in the Schedules and Statements shall constitute a waiver of rights with respect to the Debtors' chapter 11 cases, including, without limitation, issues involving Claims, substantive consolidation, defenses, equitable subordination, recharacterization, and/or causes of action arising under the provisions of chapter 5 of the Bankruptcy Code and any other relevant non-bankruptcy laws to recover assets or avoid transfers. Any specific reservation of rights contained elsewhere in the Global Notes does not limit in any respect the general reservation of rights contained in this paragraph. Notwithstanding the

foregoing, the Debtors shall not be required to update the Schedules and Statements except as may be required by applicable law.

2. **Description of Case and “as of” Information Date.** On May 7, 2024 (the “**Petition Date**”), each Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code with the Bankruptcy Court. The Debtors are operating their business and managing their properties as debtors-in-possession pursuant to Bankruptcy Code sections 1107(a) and 1108. On April 13, 2023, the Office of the United States Trustee for the District of Delaware filed a statement [Docket No. 74] that no official committee of unsecured creditors would be appointed in these Chapter 11 Cases.

The asset and liability information provided herein represents the asset and liability data of the Debtors as of the Petition Date, except as otherwise noted. In some instances, the Debtors have used estimates or prorated amounts where actual data as of the Petition Date was not available.

3. **Net Book Value of Assets.** It would be prohibitively expensive, unduly burdensome, and an inefficient use of estate assets for the Debtors to obtain current market valuations for each of their property interests. When necessary, the Debtors have indicated that the value of certain assets is “unknown” or “undetermined.” Accordingly, unless otherwise indicated, the Schedules and Statements reflect the net book value of the Debtors’ assets as of the Petition Date. Furthermore, as applicable, assets that have fully depreciated or were expensed for accounting purposes may not be reflected in the Schedules and Statements as they have no net book value or have been scheduled as having zero net book value. The Debtors reserve their right to amend or adjust the value of each asset or liability set forth in the Schedules and Statements.

Book values of assets generally do not reflect the current performance of the assets or current market conditions and may differ materially from the actual value and/or performance of the underlying assets. Given the potential for volatility of market value for certain of the assets held by the Debtors, and depreciation, this difference is material. As such, the values listed in these Schedules and Statements cannot be, and were not, used to determine the Debtors’ enterprise value.

4. **Inventory.** Inventory is reflected as net book value using the lower of cost or net realizable value under the first-in, first-out method of accounting. The Debtors conduct a physical inventory from time to time as part of its normal policies and procedures. Prior physical inventory variances have been immaterial.

5. **Recharacterization.** Notwithstanding the Debtors’ reasonable efforts to properly characterize, classify, categorize, or designate certain Claims, assets, executory contracts, unexpired leases, postemployment benefits, and other items reported in the Schedules and Statements, the Debtors may, nevertheless, have improperly characterized, classified, categorized, designated, or omitted certain items. Accordingly, the Debtors reserve all of their rights to recharacterize, reclassify, re-categorize, re-designate, add, or delete items reported in the Schedules and Statements at a later time as is necessary or appropriate as additional information becomes available, including, without limitation, whether contracts or leases listed herein were deemed executory or unexpired as of the Petition Date and remain executory and unexpired postpetition. Disclosure of information in one or more Schedules, one or more Statement questions, or one or more exhibits or attachments to the Schedules and Statements, even if



incorrectly placed, shall be deemed to be disclosed in the correct Schedules, Statements, exhibits, or attachments.

6. **Liabilities.** The Debtors have sought to allocate assets and liabilities between the prepetition and postpetition periods based on the information and research conducted in connection with the preparation of the Schedules and Statements. As additional information becomes available and further research is conducted, the allocation of liabilities between the prepetition and postpetition periods may change. Accordingly, the Debtors reserve all rights to amend, supplement, or otherwise modify its Schedules and Statements as is necessary or appropriate.

The liabilities listed on the Schedules do not reflect any analysis of Claims under Bankruptcy Code section 503(b)(9). Accordingly, the Debtors reserve all of their rights to dispute or challenge the validity of any asserted Claims under Bankruptcy Code section 503(b)(9) or the characterization of the structure of any such transaction or any document or instrument related to any creditor's Claim.

7. **Insiders.** For the purposes of the Schedules and Statements, the Debtors defined "insider" pursuant to Bankruptcy Code section 101(31) as: (a) directors; (b) officers; (c) persons in control of the Debtors; (d) relatives of the Debtors' directors, officers, or persons in control of the Debtors; and (e) debtor/non-debtor affiliates of the foregoing. The parties identified as "insiders" have been included for informational purposes only and the inclusion of them in the Schedules and Statements shall not constitute an admission that those persons are insiders for purposes of Bankruptcy Code section 101(31). The Debtors do not take any position with respect to: (a) such person's influence over the control of the Debtors; (b) the management responsibilities or functions of such individual; (c) the decision-making or corporate authority of such individual; or (d) whether such individual could successfully argue that he or she is not an "insider" under applicable law, including, without limitation, the federal securities laws or with respect to any theories of liability or for any other purpose.

8. **Intellectual Property Rights.** Exclusion of certain intellectual property shall not be construed as an admission that such intellectual property rights have been abandoned, terminated, assigned, expired by their terms, or otherwise transferred pursuant to a sale, acquisition, or other transaction. Conversely, inclusion of certain intellectual property shall not be construed to be an admission that such intellectual property rights have not been abandoned, terminated, assigned, expired by their terms, or otherwise transferred pursuant to a sale, acquisition, or other transaction. Accordingly, the Debtors reserve all of their rights with respect to the legal status of any and all such intellectual property rights.

9. **Executory Contracts and Unexpired Leases.** Although the Debtors have made diligent attempts to identify contracts and unexpired leases within the scope of Bankruptcy Code section 365, in certain instances, the Debtors may have inadvertently failed to do so. Accordingly, the Debtors reserve all of their rights with respect to the inclusion or exclusion of executory contracts and unexpired leases, including the right to amend Schedule G at any time during the pendency of these chapter 11 cases.

10. **Classifications.** Listing a Claim, contract or lease on (a) Schedule E/F, Part 1 as "priority unsecured," (b) Schedule E/F, Part 2 as "Non-priority unsecured," or (c) Schedule G as

“executory” or “unexpired,” does not constitute an admission by the Debtors of the legal rights of the claimant, or a waiver of the Debtors’ rights to recharacterize or reclassify such Claims or contracts or leases or to setoff against such Claims.

11. **Causes of Action.** Despite their reasonable efforts to identify all known assets, the Debtors may not have listed all of its causes of action or potential causes of action against third parties (collectively, “**Causes of Action**”) as assets in the Schedules and Statements, including, without limitation, causes of action arising under the provisions of chapter 5 of the Bankruptcy Code and any other relevant non-bankruptcy laws to recover assets or avoid transfers. The Debtors reserve all of their rights with respect to any: (a) cause of action (including avoidance actions), (b) controversy, (c) right of setoff, (d) cross-claim, (e) counterclaim, (d) recoupment, and (e) any Claim on contracts or for breaches of duties imposed by law or in equity, demand, right, action, lien, indemnity, guaranty, suit, obligation, liability, damage, judgment, account, defense, power, privilege, license, and franchise of any kind or character whatsoever, known, unknown, fixed or contingent, matured or unmatured, suspected or unsuspected, liquidated or unliquidated, disputed or undisputed, secured or unsecured, assertable directly or derivatively, whether arising before, on, or after the Petition Date, in contract or in tort, in law, or in equity, or pursuant to any other theory of law they may have, and neither these Global Notes nor the Schedules and Statements shall be deemed a waiver of any Claims or Causes of Action or in any way prejudice or impair the assertion of such Claims or Causes of Action.

12. **Summary of Significant Reporting Policies.** The following is a summary of significant reporting policies:

- a. **Undetermined Amounts.** The description of an amount as “unknown,” “TBD,” “undetermined,” or similar indication is not intended to reflect upon the materiality of such amount.
- b. **Totals.** All totals that are included in the Schedules and Statements represent totals of all known amounts. To the extent there are unknown or undetermined amounts, the actual total may be different than the listed total.
- c. **Liens.** The value of assets listed in the Schedules and Statements are presented without consideration of any liens that may attach (or have attached) to such property and equipment.

13. **Estimates.** To prepare and file the Schedules in accordance with the deadline established in the chapter 11 cases, the Debtors’ management and advisors were required to make certain estimates and assumptions that affected the reported amounts of these assets and liabilities. The Debtors reserve all rights to amend the reported amounts of assets and liabilities to reflect changes in those estimates or assumptions.

14. **Currency.** All amounts are reflected in U.S. dollars unless otherwise indicated.

15. **Setoffs.** The Debtors periodically incur certain setoffs in the ordinary course of business. Setoffs in the ordinary course can result from various items including, but not limited to customer incentives between the Debtors and their customers. These normal setoffs are consistent with the ordinary course of business in the Debtors’ industry and can be particularly voluminous,

making it unduly burdensome and costly for the Debtors to list such ordinary course setoffs. Therefore, although such setoffs and other similar rights may have been accounted for when scheduling certain amounts, these ordinary course setoffs are not independently accounted for, and as such, are or may be excluded from the Debtors' Schedules and Statements.

16. **Confidential or Sensitive Information.** There may be instances in which certain information in the Schedules and Statements intentionally has been omitted or redacted due to the nature of an agreement between one or more Debtors and a third party, concerns about the confidential nature of certain information, or otherwise. Additionally, the Debtors have redacted the home addresses of all individuals (including employees) in accordance with the *Final Order (I) Authorizing the Debtors to File Consolidated Top 20 Creditors List, (II) Modifying Requirements to File a List of, and Provide Notice to, All Equity Holders, (III) Authorizing Redaction of Certain Personally Identifiable Information, and (IV) Granting Related Relief* [Docket No. 109].

17. **Global Notes Control.** In the event that the Schedules or Statements differ from any of the foregoing Global Notes, the Global Notes shall control.

### **Specific Disclosures with respect to the Schedules**

#### **Schedules A/B.**

**Part 1, Cash and Cash Equivalents.** Cash is listed on Schedule A/B as of the Petition Date. The Debtors' cash management system is set forth more fully in the *Motion of Debtors for Entry of Interim and Final Orders Authorizing (I) Continued Use of Existing Cash Management System, Including Maintenance of Existing Bank Accounts, Checks, and Business Forms, and (II) Continuation of Existing Deposit Practices* [Docket No. 5].

#### **Part 10, Intangibles and Intellectual Property.**

Patents, Trademarks and/or other Intellectual Property are listed as an undetermined amount on account of the fact that the fair market value of such ownership is dependent on numerous variables and factors and may differ significantly from their net book value.

Customer Lists are listed as an undetermined amount on account of the fact that the fair market value of such ownership is dependent on numerous variables and factors and may differ significantly from their net book value.

Intangible Assets are listed as an undetermined amount on account of the fact that the fair market value of such intangible items such as Patents and Trade Names is dependent on numerous variables and factors and may differ significantly from their net book value.

**Schedules E/F.** The claims of individual creditors for, among other things, goods, products, services, or taxes are listed as the amounts entered on the Debtors' books and records and may not reflect credits, allowances, or other adjustments due from such

creditors to the Debtors. The Debtors reserves all of their rights with regard to such credits, allowances, and other adjustments, including the right to assert claims objections and/or setoffs with respect to the same.

The Bankruptcy Court has authorized the Debtors to pay, in their discretion, certain unsecured Claims pursuant to the First Day Orders, and the Debtors have paid certain wage-related claims for its employees pursuant to such First Day Orders. The Debtors' Schedule E/F reflects the balance as of the Petition Date. The Debtors may pay additional Claims listed on Schedule E/F during the chapter 11 cases pursuant to the First Day Orders and other orders of the Bankruptcy Court. The Debtors reserve their rights to update Schedule E/F to reflect such payments and to modify the claims register to account for the satisfaction of such Claims.

The Debtors have used reasonable efforts to report all general unsecured Claims against the Debtors on Schedule E/F based upon the Debtors' books and records as of the Petition Date. Claims listed on Schedule E/F may have been aggregated by creditor name and remittance address and may include several dates of incurrence for the aggregate balance listed.

The Debtors have made reasonable efforts to include all unsecured creditors on Schedule E/F including, but not limited to, trade creditors, consultants, and other service providers; however, the Debtors believe that there may be instances where creditors have yet to provide proper invoices for prepetition goods or services. While the Debtors maintain general accruals to account for these liabilities in accordance with GAAP, these amounts are estimates and are not attributed to specific vendors. Accordingly, such accruals have not been included on Schedule E/F.

Schedule E/F may reflect the prepetition amounts owing to counterparties to executory contracts and unexpired leases. Such prepetition amounts, however, may be paid in connection with the assumption, or assumption and assignment, of executory contracts or unexpired leases. Additionally, Schedule E/F does not include potential rejection damage Claims, if any, of the counterparties to executory contracts and unexpired leases that have been or may be rejected, nor does it reflect applicable statutory caps or defenses to such potential rejection damage Claims.

Schedule E/F does not include certain deferred charges, deferred liabilities, accruals, or general reserves. Such amounts are, however, reflected on the Debtors' books and records as required in accordance with GAAP. Such accruals are general estimates of liabilities and do not represent specific Claims as of the Petition Date.

**Schedule G.** Although commercially reasonable efforts have been made to ensure the accuracy of Schedule G regarding executory contracts and unexpired leases, the Debtors' review is ongoing at the time of the filing of the Schedules and Statements and inadvertent errors, omissions or over-inclusion may have occurred in preparing Schedule G.

Listing a contract or agreement on Schedule G does not constitute an admission that such contract or agreement is an executory contract or unexpired lease or that such contract or

agreement was in effect on the Petition Date or is valid or enforceable. The Debtors hereby reserve their rights to dispute the validity, status, or enforceability of any contracts, agreements, or leases set forth in Schedule G and to amend or supplement such Schedule as necessary. Certain of the leases and contracts listed on Schedule G may contain renewal options, guarantees of payment, indemnifications, options to purchase, rights of first refusal and other miscellaneous rights. Such rights, powers, duties, and obligations are not set forth separately on Schedule G.

Certain of the contracts and leases listed on Schedule G may consist of several parts, including, purchase orders, amendments, restatements, waivers, letters, and other documents that may not be listed on Schedule G or that may be listed as a single entry. The Debtors expressly reserve their rights to challenge whether such related materials constitute an executory contract, a single contract or agreement, or multiple, severable or separate contracts or agreements.

Certain confidentiality and non-disclosure agreements may not be listed on Schedule G. The Debtors reserve all rights with respect to such agreements.

The contracts and leases listed on Schedule G may have expired or may have been modified, amended, or supplemented from time to time by various amendments, restatements, waivers, estoppel certificates, letters, memoranda, and other documents, instruments, and agreements that may not be listed therein despite the Debtors' use of reasonable efforts to identify such documents. Further, unless otherwise specified on Schedule G, each executory contract or unexpired lease listed thereon shall include all exhibits, schedules, riders, modifications, declarations, amendments, supplements, attachments, restatements, or other agreements made directly or indirectly by any agreement, instrument, or other document that in any manner affects such executory contract or unexpired lease, without respect to whether such agreement, instrument, or other document is listed thereon. In some cases, the same supplier or provider may appear multiple times on Schedule G. This multiple listing is intended to reflect distinct agreements between the Debtors and such supplier or provider.

The Debtors reserve all rights, claims, and causes of action with respect to the agreements on Schedule G, including the right to dispute or challenge the characterization of the structure of any transactions or any document or instrument related to a creditor's Claims.

**Fill in this information to identify the case:**

Debtor Name: In re : ProSomnus, Inc.  
 United States Bankruptcy Court for the: District Of Delaware  
 Case number (if known): 24-10972 ()

Check if this is an amended filing

**Official Form 207**

**Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy** 04/22

The debtor must answer every question. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known).

**Part 1: Income**

**1. Gross revenue from business**

None

Identify the beginning and ending dates of the debtor's fiscal year, which may be a calendar year	Sources of revenue Check all that apply	Gross revenue (before deductions and exclusions)
<b>From the beginning of the fiscal year to filing date:</b> From _____ to Filing date MM / DD / YYYY	<input type="checkbox"/> Operating a business <input type="checkbox"/> Other _____	\$ _____
<b>For prior year:</b> From _____ to _____ MM / DD / YYYY MM / DD / YYYY	<input type="checkbox"/> Operating a business <input type="checkbox"/> Other _____	\$ _____
<b>For the year before that:</b> From _____ to _____ MM / DD / YYYY MM / DD / YYYY	<input type="checkbox"/> Operating a business <input type="checkbox"/> Other _____	\$ _____

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**2. Non-business revenue**

Include revenue regardless of whether that revenue is taxable. Non-business income may include interest, dividends, money collected from lawsuits, and royalties. List each source and the gross revenue for each separately. Do not include revenue listed in line 1.

None

		Description of sources of revenue	Gross revenue from each source (before deductions and exclusions)
<b>From the beginning of the fiscal year to filing date:</b>	From _____ to Filing date MM / DD / YYYY	_____	\$ _____
<b>For prior year:</b>	From _____ to _____ MM / DD / YYYY MM / DD / YYYY	_____	\$ _____
<b>For the year before that:</b>	From _____ to _____ MM / DD / YYYY MM / DD / YYYY	_____	\$ _____

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 2: List Certain Transfers Made Before Filing for Bankruptcy**

**3. Certain payments or transfers to creditors within 90 days before filing this case**

List payments or transfers-including expense reimbursements-to any creditor, other than regular employee compensation, within 90 days before filing this case unless the aggregate value of all property transferred to that creditor is less than \$7,575 . (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.)

None

Creditor's name and address	Dates	Total amount or value	Reasons for payment or transfer Check all that apply
3.1 Creditor's Name  Street  City State ZIP Code  Country		\$	<input type="checkbox"/> Secured debt <input type="checkbox"/> Unsecured loan repayments <input type="checkbox"/> Suppliers or vendors <input type="checkbox"/> Services <input type="checkbox"/> Other

**4. Payments or other transfers of property made within 1 year before filing this case that benefited any insider**

List payments or transfers, including expense reimbursements, made within 1 year before filing this case on debts owed to an insider or guaranteed or cosigned by an insider unless the aggregate value of all property transferred to or for the benefit of the insider is less than \$7,575. (This amount may be adjusted on 4/01/25 and every 3 years after that with respect to cases filed on or after the date of adjustment.) Do not include any payments listed in line 3. Insiders include officers, directors, and anyone in control of a corporate debtor and their relatives; general partners of a partnership debtor and their relatives; affiliates of the debtor and insiders of such affiliates; and any managing agent of the debtor. 11 U.S.C. § 101(31).

None

Insider's Name and Address	Dates	Total amount or value	Reason for payment or transfer
4.1 Insider's Name  Street  City State ZIP Code  Country  Relationship to Debtor		\$	



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**5. Repossessions, foreclosures, and returns**

List all property of the debtor that was obtained by a creditor within 1 year before filing this case, including property repossessed by a creditor, sold at a foreclosure sale, transferred by a deed in lieu of foreclosure, or returned to the seller. Do not include property listed in line 6.

None

Creditor's Name and Address	Description of the Property	Date	Value of property
5.1 Creditor's Name			\$
Street			
City State ZIP Code			
Country			

**6. Setoffs**

List any creditor, including a bank or financial institution, that within 90 days before filing this case set off or otherwise took anything from an account of the debtor without permission or refused to make a payment at the debtor's direction from an account of the debtor because the debtor owed a debt.

None

Creditor's Name and Address	Description of the action creditor took	Date action was taken	Amount
6.1 Creditor's Name			\$
Street			
City State ZIP Code	Last 4 digits of account number: XXXX-		
Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 3: Legal Actions or Assignments**

**7. Legal actions, administrative proceedings, court actions, executions, attachments, or governmental audits**

List the legal actions, proceedings, investigations, arbitrations, mediations, and audits by federal or state agencies in which the debtor was involved in any capacity—within 1 year before filing this case.

None

Case title	Nature of case	Court or agency's name and address	Status of case
7.1		Name Street City State ZIP Code Country	<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
<b>Case number</b>			

**8. Assignments and receivership**

List any property in the hands of an assignee for the benefit of creditors during the 120 days before filing this case and any property in the hands of a receiver, custodian, or other court-appointed officer within 1 year before filing this case.

None

Custodian's name and address	Description of the Property	Value
8.1 Custodian's name Street City State ZIP Code Country	<b>Case title</b>  <b>Case number</b>  <b>Date of order or assignment</b>	\$  <b>Court name and address</b> Name Street City State ZIP Code Country

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 4: Certain Gifts and Charitable Contributions**

9. List all gifts or charitable contributions the debtor gave to a recipient within 2 years before filing this case unless the aggregate value of the gifts to that recipient is less than \$1,000

None

Recipient's name and address	Description of the gifts or contributions	Dates given	Value
9.1 Creditor's Name <hr/> Street <hr/> City State ZIP Code <hr/> Country <hr/> Recipient's relationship to debtor <hr/>			\$

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 5: Certain Losses**

**10. All losses from fire, theft, or other casualty within 1 year before filing this case.**

None

Description of the property lost and how the loss occurred	Amount of payments received for the loss If you have received payments to cover the loss, for example, from insurance, government compensation, or tort liability, list the total received. List unpaid claims on Official Form 106A/B (Schedule A/B: Assets – Real and Personal Property).	Date of loss	Value of property lost
10.1			\$

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 6: Certain Payments or Transfers**

**11. Payments related to bankruptcy**

List any payments of money or other transfers of property made by the debtor or person acting on behalf of the debtor within 1 year before the filing of this case to another person or entity, including attorneys, that the debtor consulted about debt consolidation or restructuring, seeking bankruptcy relief, or filing a bankruptcy case.

None

	Who was paid or who received the transfer?	If not money, describe any property transferred	Dates	Total amount or value
11.1				\$

**Address**

Street

City

State

ZIP Code

Country

**Email or website address**

**Who made the payment, if not debtor?**

**12. Self-settled trusts of which the debtor is a beneficiary**

List any payments or transfers of property made by the debtor or a person acting on behalf of the debtor within 10 years before the filing of this case to a self-settled trust or similar device. Do not include transfers already listed on this statement.

None

	Name of trust or device	Describe any property transferred	Dates transfers were made	Total amount or value
12.1				\$

**Trustee**

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**13. Transfers not already listed on this statement**

List any transfers of money or other property - by sale, trade, or any other means - made by the debtor or a person acting on behalf of the debtor within 2 years before the filing of this case to another person, other than property transferred in the ordinary course of business or financial affairs. Include both outright transfers and transfers made as security. Do not include gifts or transfers previously listed on this statement.

None

Who received transfer?	Description of property transferred or payments received or debts paid in exchange	Date transfer was made	Total amount or value
13.1			\$

**Address**

Street

City State ZIP Code

Country

**Relationship to Debtor**

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 7: Previous Locations**

**14. Previous addresses**

List all previous addresses used by the debtor within 3 years before filing this case and the dates the addresses were used.

Does not apply

Address			Dates of occupancy	
14.1	5675 Gibraltar Drive		From 12/2022	To Present
	Street			
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			
14.2	5860 West Las Positas Blvd.		From 10/2020	To 01/2023
	Street			
	Suite 25			
	Pleasanton	CA	94588	
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 8: Health Care Bankruptcies**

**15. Health Care bankruptcies**

Is the debtor primarily engaged in offering services and facilities for:  
 — diagnosing or treating injury, deformity, or disease, or  
 — providing any surgical, psychiatric, drug treatment, or obstetric care?

- No. Go to Part 9.
- Yes. Fill in the information below.

Facility Name and Address	Nature of the business operation, including type of services the debtor provides	If debtor provides meals and housing, number of patients in debtor's care
15.1 Facility Name		
Street	<b>Location where patient records are maintained</b> (if different from facility address). If electronic, identify any service provider.	<b>How are records kept?</b>
City State ZIP Code		Check all that apply: <input type="checkbox"/> Electronically <input type="checkbox"/> Paper
Country		



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 9: Personally Identifiable Information**

**16. Does the debtor collect and retain personally identifiable information of customers?**

- No.
- Yes. State the nature of the information collected and retained. \_\_\_\_\_  
 Does the debtor have a privacy policy about that information?  
 No  
 Yes

**17. Within 6 years before filing this case, have any employees of the debtor been participants in any ERISA, 401(k), 403(b), or other pension or profit-sharing plan made available by the debtor as an employee benefit?**

- No. Go to Part 10.
- Yes. Does the debtor serve as plan administrator?  
 No. Go to Part 10.  
 Yes. Fill in below:

Name of plan	Employer identification number of the plan
17.1 _____	EIN: _____

Has the plan been terminated?

- No
- Yes

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 10: Certain Financial Accounts, Safe Deposit Boxes, and Storage Units**

**18. Closed financial accounts**

Within 1 year before filing this case, were any financial accounts or instruments held in the debtor's name, or for the debtor's benefit, closed, sold, moved, or transferred?  
 Include checking, savings, money market, or other financial accounts; certificates of deposit; and shares in banks, credit unions, brokerage houses, cooperatives, associations, and other financial institutions.

None

Financial institution name and address	Last 4 digits of account number	Type of account	Date account was closed, sold, moved, or transferred	Last balance before closing or transfer
18.1 Name  Street  City State ZIP Code  Country	XXXX-	<input type="checkbox"/> Checking <input type="checkbox"/> Savings <input type="checkbox"/> Money market <input type="checkbox"/> Brokerage <input type="checkbox"/> Other		\$

**19. Safe deposit boxes**

List any safe deposit box or other depository for securities, cash, or other valuables the debtor now has or did have within 1 year before filing this case.

None

Depository institution name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
19.1 Name  Street  City State ZIP Code  Country			<input type="checkbox"/> No  <input type="checkbox"/> Yes
19.2 Name  Street  City State ZIP Code  Country			<input type="checkbox"/> No  <input type="checkbox"/> Yes

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**20. Off-premises storage**

List any property kept in storage units or warehouses within 1 year before filing this case. Do not include facilities that are in a part of a building in which the debtor does business.

None

Facility name and address	Names of anyone with access to it	Description of the contents	Does debtor still have it?
20.1 Corodata Records Management, Inc. Name PO Box 842638 Street  Los Angeles CA 90084-2638 City State ZIP Code Address 5675 Gibraltar Dr., Pleasanton, CA 94588 Country	Raynee Davila-Perry	Prosomnus documents related to Quality, Finance, HR and others	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
20.2 Cubesmart-0759 Name 3101 Valley Avenue Street  Pleasanton CA 94566 City State ZIP Code Address 5675 Gibraltar Dr., Pleasanton, CA 94588 Country	Raynee Davila-Perry	Owned backup equipment (new and used)	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
20.3 Parachute Technology Inc. Name 2010 Crow Canyon Place Suite 260 Street  San Ramon CA 94588 City State ZIP Code Address 5675 Gibraltar Dr., Pleasanton, CA 94588 Country	Sung Kim, Niel Langomarisno, John Dziejcz	Daily, Monthly Enterprise software and data backup	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 11: Property the Debtor Holds or Controls That the Debtor Does Not Own**

**21. Property held for another**

List any property that the debtor holds or controls that another entity owns. Include any property borrowed from, being stored for, or held in trust. Do not list leased or rented property.

None

	Owner's name and address	Location of the property	Description of the property	Value
21.1	Name		\$	
	Street			
	City	State	ZIP Code	
	Country			

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 12: Details About Environmental Information**

For the purpose of Part 12, the following definitions apply:

- *Environmental law* means any statute or governmental regulation that concerns pollution, contamination, or hazardous material, regardless of the medium affected (air, land, water, or any other medium).
- *Site* means any location, facility, or property, including disposal sites, that the debtor now owns, operates, or utilizes or that the debtor formerly owned, operated, or utilized.
- *Hazardous material* means anything that an environmental law defines as hazardous or toxic, or describes as a pollutant, contaminant, or a similarly harmful substance.

**Report all notices, releases, and proceedings known, regardless of when they occurred.**

**22. Has the debtor been a party in any judicial or administrative proceeding under any environmental law?** Include settlements and orders.

- No
- Yes. Provide details below.

Case title	Court or agency name and address	Nature of the case	Status of case
22.1	Name Street		<input type="checkbox"/> Pending <input type="checkbox"/> On appeal <input type="checkbox"/> Concluded
<b>Case Number</b>	City State ZIP Code		
	Country		

**23. Has any governmental unit otherwise notified the debtor that the debtor may be liable or potentially liable under or in violation of an environmental law?**

- No
- Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
23.1 Name Street	Name Street		
City State ZIP Code	City State ZIP Code		
Country	Country		

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**24. Has the debtor notified any governmental unit of any release of hazardous material?**

No

Yes. Provide details below.

Site name and address	Governmental unit name and address	Environmental law, if known	Date of notice
24.1			
Name	Name		
Street	Street		
City	City	State ZIP Code	State ZIP Code
Country	Country		

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**Part 13: Details About the Debtor's Business or Connections to Any Business**

**25. Other businesses in which the debtor has or has had an interest**

List any business for which the debtor was an owner, partner, member, or otherwise a person in control within 6 years before filing this case. Include this information even if already listed in the Schedules.

None

Business name and address	Describe the nature of the business	Employer Identification number Do not include Social Security number or ITIN.
25.1 See SOFA 25 Attachment		EIN:
Name		<b>Dates business existed</b>
Street		From _____ To _____
City	State	ZIP Code
Country		

**26. Books, records, and financial statements**

26a. List all accountants and bookkeepers who maintained the debtor's books and records within 2 years before filing this case.

None

Name and Address	Dates of service	
26a.1 Dow, Brian	From 3/01/2023	To Current
Name		
5675 Gibraltar Dr.		
Street		
Pleasanton	CA	94588
City	State	ZIP Code
Country		
26a.2 Hungerman, Melinda Louise	From 12/01/2014	To 6/22/2023
Name		
Address on file		
Street		
94588		
City	State	ZIP Code
Country		
26a.3 Tran, Chin	From 10/12/2023	To Current
Name		
5675 Gibraltar Dr.		
Street		
Pleasanton	CA	94588
City	State	ZIP Code
Country		

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

26b. List all firms or individuals who have audited, compiled, or reviewed debtor's books of account and records or prepared a financial statement within 2 years before filing this case.

None

Name and Address		Dates of service	
26b.1	Marcum LLP Name  1 Canal Plaza, 4th Floor Street  Portland ME 04101 City State ZIP Code  Country	From	5/7/2022 To Present
26b.2	Singer Lewak LLP Name  10960 Wilshire Blvd. 7th Floor Street  Los Angeles CA 90024 City State ZIP Code  Country	From	9/1/2017 To 2022

26c. List all firms or individuals who were in possession of the debtor's books of account and records when this case is filed.

None

Name and address	If any books of account and records are unavailable, explain why
26c.1 See SOFA26c Attachment Name  Street   City State ZIP Code  Country	



Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

26d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom the debtor issued a financial statement within 2 years before filing this case.

None

**Name and address**

26d.1 RECORDS ARE PUBLICLY AVAILABLE AT WWW.PROSOMNUS.COM AND SEC.GOV

Name

Street

City

State

ZIP Code

Country

**27. Inventories**

Have any inventories of the debtor's property been taken within 2 years before filing this case?

No

Yes. Give the details about the two most recent inventories.

**Name of the person who supervised the taking of the inventory**

**Date of Inventory**

**The dollar amount and basis (cost, market, or other basis) of each inventory**

\$

**Name and address of the person who has possession of inventory records**

27.1

Name

Street

City

State

ZIP Code

Country

**28. List the debtor's officers, directors, managing members, general partners, members in control, controlling shareholders, or other people in control of the debtor at the time of the filing of this case.**

**Name**

**Address**

**Position and Nature of any interest**

**% of interest, if any**

28.1 See SOFA 28 Attachment

**29. Within 1 year before the filing of this case, did the debtor have officers, directors, managing members, general partners, members in control of the debtor, or shareholders in control of the debtor who no longer hold these positions?**

No

Yes. Identify below.

**Name**

**Address**

**Position and Nature of any interest**

**Period during which position or interest was held**

29.1 Mark Murphy

Address on File

Former Chief Commercial Officer

From 1/2023 To 8/2023

Debtor: ProSomnus, Inc.

Case number (if known): 24-10972

Name

**30. Payments, distributions, or withdrawals credited or given to insiders**

Within 1 year before filing this case, did the debtor provide an insider with value in any form, including salary, other compensation, draws, bonuses, loans, credits on loans, stock redemptions, and options exercised?

No

Yes. Identify below.

Name and address of recipient	Amount of money or description and value of property	Dates	Reason for providing the value
30.1 Name _____  Street _____  _____  City _____ State _____ ZIP Code _____  Country _____  Relationship to debtor _____			

**31. Within 6 years before filing this case, has the debtor been a member of any consolidated group for tax purposes?**

No

Yes. Identify below.

Name of the parent corporation	Employer Identification number of the parent corporation
31.1 _____	EIN: _____

**32. Within 6 years before filing this case, has the debtor as an employer been responsible for contributing to a pension fund?**

No

Yes. Identify below.

Name of the pension fund	Employer Identification number of the pension fund
32.1 _____	EIN: _____

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both.

18 U.S.C. §§ 152, 1341, 1519, and 3571.

I have examined the information in this *Statement of Financial Affairs* and any attachments and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 06/04/2024  
MM / DD / YYYY

**x** / s / Brian Dow \_\_\_\_\_

Printed name Brian Dow \_\_\_\_\_

Signature of individual signing on behalf of the debtor

Position or relationship to debtor Chief Financial Officer \_\_\_\_\_

**Are additional pages to *Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy* (Official Form 207) attached?**

No

Yes

## In re: ProSomnus, Inc.

## Case No. 24-10972

Attachment 25

Other businesses in which the debtor has or has had an interest

Business name	Address 1	City	State	Zip	Country	Nature of business	Employer Identification number	Dates business existed
LAAA Merger Corp.	667 Madison Avenue	New York	NY	10065		Merged with LAAA Merger Corp. to become ProSomnus, Inc.	88-2978216	5/3/2022 - 12/6/2022
LAAA MERGER SUB INC.	667 Madison Avenue	New York	NY	10065		Vehicle for effecting business combination	00-0000000	5/3/2022 - 12/6/2022
Lakeshore Acquisition I Corp.	667 Madison Avenue	New York	NY	10065		Combined with Prosomnus, Inc.	00-0000000	5/3/2022 - 12/6/2022
ProSomnus Germany GmbH	District Court München	HRB 280486			Germany	Non-debtor German LLC for European Operations	00-0000000	11/22/2022 - Current
ProSomnus Holdings, Inc.	5675 Gibraltar Dr.	Pleasanton	CA	94588		Non-operating Debtor affiliate and guarantor	20-5613855	6/29/2006 - Current
ProSomnus International LLC	5675 Gibraltar Dr.	Pleasanton	CA	94588		Non-Debtor LLC	00-0000000	4/10/2023 - Current

**In re: ProSomnus, Inc.****Case No. 24-10972**

Attachment 26c

Books, records and financial statements - Firms in possession of books and records

Name	Address 1	City	State	Zip	If any books of account and records are unavailable, explain why
Andersen Tax LLC	Box 200988	Pittsburgh	PA	15251-0988	
Dow,Brian	5675 Gibraltar Dr.	Pleasanton	CA	94588	
Gavin/Solmonese	1007 Orange Street	Wilmington	DE	19801	
Marcum LLP	1 Canal Plaza, 4th Floor	Portland	ME	04101	
Singer Lewak LLP	10960 Wilshire Blvd. 7th Floor	Los Angeles	CA	90024	
Tran,Chin	5675 Gibraltar Dr.	Pleasanton	CA	94588	

**In re: ProSomnus, Inc.****Case No. 24-10972**

Attachment 28

Current Partners, Officers, Directors and Shareholders

Name	Address 1	Address 2	City	State	Zip	Position and nature of any interest	% of interest, if any
Brian Dow	5675 Gibraltar Dr		Pleasanton	CA	94588	CFO	0.20%
HEALTHPOINTCAPITAL LLC	505 Park Ave 17th floor		New York	NY	10022	Investor	24.80%
Heather Rider	5675 Gibraltar Dr		Pleasanton	CA	94588	Director	<.1%
Jason Orchard	5675 Gibraltar Dr		Pleasanton	CA	94588	Director	0.00%
Laing Ridders	5675 Gibraltar Dr		Pleasanton	CA	94588	Chairwoman	2.90%
Leonard Hedge	5675 Gibraltar Dr		Pleasanton	CA	94588	Director	0.30%
Leonard Liptak	5675 Gibraltar Dr		Pleasanton	CA	94588	Director & CEO	1.90%
SMC Holdings II, LP - Class Sleep	650 Madison Avenue	20th Floor	New York	NY	10022	Investor	13.20%
Steven Pacelli	5675 Gibraltar Dr		Pleasanton	CA	94588	Director	<.1%
Sung Kim	5675 Gibraltar Dr		Pleasanton	CA	94588	CTO	0.40%
William Johnson	5675 Gibraltar Dr		Pleasanton	CA	94588	Director	0.30%