

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

PROSOMNUS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-10972 (JTD)

(Jointly Administered)

CERTIFICATE OF SERVICE

I, Alejandro Guerra, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors in the above-captioned case.

On June 3, 2024, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit A**; and via First Class Mail upon the service list attached hereto as **Exhibit B**:

- **Final Order Authorizing Debtors to (I) Maintain and Administer Customer Programs, Promotions, and Practices and (II) Pay and Honor Related Prepetition Obligations** [Docket No. 106]
- **Final Order (I) Authorizing Continuation of, and Payment of Prepetition Obligations Incurred in the Ordinary Course of Business in Connection with, Various Insurance Policies, (II) Authorizing Banks to Honor and Process Checks and Electronic Transfer Requests Related Thereto, (III) Preventing Insurance Companies from Giving Any Notice of Termination or Otherwise Modifying Any Insurance Policy Without Obtaining Relief from the Automatic Stay; and (IV) Authorizing the Debtors to Continue Installment Payments and Brokerage Obligations** [Docket No. 107]
- **Final Order (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service; (II) Approving the Debtors' Proposed Adequate Assurance of Payment for Postpetition Services; and (III) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment** [Docket No. 108]
- **Final Order (I) Authorizing 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]

¹ 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.



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- **Declaration of Brian Down, Chief Financial Officer of the Debtors, in Further Support of Second Day Relief** [Docket No. 110]
- **Supplemental Declaration of Edward T. Gavin, CTP, NCPM in Support of the Application of the Debtors for an Order Under Bankruptcy Code Sections 327(a) and 328(a) and Bankruptcy Rule 2014(a) Authorizing and Approving the Employment of Gavin/Solmonese LLC as Financial Advisor for the Debtors Effective as of the Petition** [Docket No. 111]

Furthermore, on June 3, 2024, at my direction and under my supervision, employees of KCC caused to be served the following documents via First Class Mail upon the service list attached hereto as **Exhibit C**:

- **Final Order Authorizing Debtors to (I) Maintain and Administer Customer Programs, Promotions, and Practices and (II) Pay and Honor Related Prepetition Obligations** [Docket No. 106]
- **Final Order (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service; (II) Approving the Debtors' Proposed Adequate Assurance of Payment for Postpetition Services; and (III) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment** [Docket No. 108]

Furthermore, on June 3, 2024, at my direction and under my supervision, employees of KCC caused to be served the following document via Electronic Mail upon the service list attached hereto as **Exhibit D**; and via First Class Mail upon the service list attached hereto as **Exhibit E**:

- **Final Order (I) Authorizing Continuation of, and Payment of Prepetition Obligations Incurred in the Ordinary Course of Business in Connection with, Various Insurance Policies, (II) Authorizing Banks to Honor and Process Checks and Electronic Transfer Requests Related Thereto, (III) Preventing Insurance Companies from Giving Any Notice of Termination or Otherwise Modifying Any Insurance Policy Without Obtaining Relief from the Automatic Stay; and (IV) Authorizing the Debtors to Continue Installment Payments and Brokerage Obligations** [Docket No. 107]

Furthermore, on June 3, 2024, at my direction and under my supervision, employees of KCC caused to be served the following document via Electronic Mail upon the service list attached hereto as **Exhibit F**; and via First Class Mail upon the service list attached hereto as **Exhibit G**:

(Continued on Next Page)

- **Final Order (I) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Service; (II) Approving the Debtors' Proposed Adequate Assurance of Payment for Postpetition Services; and (III) Establishing Procedures for Resolving Requests for Additional Adequate Assurance of Payment [Docket No. 108]**

Dated: June 11, 2024

/s/ Alejandro Guerra
Alejandro Guerra
KCC
222 N Pacific Coast Highway,
3rd Floor
El Segundo, CA 90245
Tel 310.823.9000

Exhibit A

Exhibit A

Core/2002 Service List
Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
Top 20 Creditor	Act & Paradigm	Paradigm Dental Models	info@paradigmmodels.com
Counsel to Balboa Capital, a division of Ameris Bank	Bayard, P.A.	Ericka F. Johnson, Steven D. Adler	ejohnson@bayardlaw.com; sadler@bayardlaw.com
Counsel to Wells Fargo Bank, N.A.	Burr & Forman LLP	J. Cory Falgowski	jfalowski@burr.com
Top 20 Creditor	CadBlu		info@cadblu.com
Counsel to Wilmington Trust, National Association, in its capacity as trustee	Cross & Simon, LLC	Christoper Simon, Kevin Mann	csimon@crosslaw.com; kmann@crosslaw.com
Top 20 Creditor	Definitive Healthcare	Matt Ruderman	billing@definitivehc.com
Delaware State AG and DOJ	Delaware Dept of Justice	Attorney General	attorney.general@state.de.us; attorney.general@delaware.gov
DE Secretary of State	Delaware Secretary of State	Division of Corporations	dosdoc_bankruptcy@state.de.us
DE State Treasury	Delaware State Treasury		statetreasurer@state.de.us
Counsel to Alliance Funding Group	Dressler & Peters, LLC	Kenneth D. Peters	kpeters@dresslerpeters.com
Counsel to Alliance Funding Group	Elliott Greenleaf, P.C.	Deirdre M. Richards	dmr@elliottgreenleaf.com
Top 20 Creditor	FedEx		Bankruptcy@FedEx.com; gazel.rabonza.osv@fedex.com
Counsel to Balboa Capital, a division of Ameris Bank	Glass & Goldberg	Marshall Goldberg	mgoldberg@glassgoldberg.com
Top 20 Creditor	Growth Diagnostics, LLC		chrish@live.com
IRS	Internal Revenue Service	Attn Susanne Larson	SBSE.Insolvency.Balt@irs.gov
Top 20 Creditor	Interstate Advanced materials		ar@interstateplastics.com; katherine.e@interstateplastics.com
Counsel to the Sponsoring Noteholders, proposed DIP Lenders, and the Ad Hoc Crossover Group of Convertible Noteholders of ProSomnus, Inc.	Kilpatrick Townsend & Stockton LLP	David M. Posner, Gianfranco Finizio & Kelly E. Moynihan	dposner@ktslaw.com; gfinizio@ktslaw.com; KMoynihan@ktslaw.com
Top 20 Creditor	LeoneAmerica		cgomez@leoneamerica.com
Top 20 Creditor	Marcum LLP		kristin.barishian@marcumllp.com
Counsel to the Sponsoring Noteholders, proposed DIP Lenders, the Ad Hoc Crossover Group of Convertible Noteholders of ProSomnus, Inc., and DIP Agent	Morris James LLP	Attn Eric J. Monzo and Brya M. Keilson	emonzo@morrisjames.com; bkeilson@morrisjames.com
Top 20 Creditor	Moss Adams LLP		administrative@mossadams.com
Top 20 Creditor	NASDAQ INC.		bchen65@126.com
US Trustee for District of DE	Office of the United States Trustee Delaware	Attn Jon Lipshie	jon.lipshie@usdoj.gov
Top 20 Creditor	Parachute Technology, Inc.		accountant@parachutetechnics.com
Counsel to the Prepetition Agents	Pryor Cashman LLP	Seth Lieberman	slieberman@pryorcashman.com
Counsel to Wilmington Trust, National Association, in its capacity as trustee	Pryor Cashman LLP	Seth Lieberman, Patrick Sibley, Andrew Richmond	slieberman@pryorcashman.com; psibley@pryorcashman.com; arichmond@pryorcashman.com
SEC Regional Office	Securities & Exchange Commission	NY Regional Office	bankruptcynticeschr@sec.gov; nyrobankruptcy@sec.gov
SEC Regional Office	Securities & Exchange Commission	PA Regional Office	philadelphia@sec.gov
SEC Headquarters	Securities & Exchange Commission	Secretary of the Treasury	SECBankruptcy-OGC-ADO@SEC.GOV; secbankruptcy@sec.gov
Counsel to DIP Agent	Seward & Kissel LLP	John R. Ashmead, Catherine V. LoTempio & Gregg Bateman	ashmead@sewkis.com; lotempio@sewkis.com; bateman@sewkis.com
Top 20 Creditor	University of Minnesota		controller@umn.edu
US Attorney for District of Delaware	US Attorney for District of Delaware	US Attorney for Delaware	usade.ecfbankruptcy@usdoj.gov
Top 20 Creditor	Utah Paper Box		info@upbslc.com
Top 20 Creditor	UZA	Antwerp University Hospital	boekhouding-studies@uza.be
Top 20 Creditor	VHF Inc	Attention AP Dept.	info@vhf.com
DIP Agent	Wilmington Savings Fund Society, FSB	Attn Raye Goldsborough	rgoldsborough@wsfsbank.com

Exhibit A

Core/2002 Service List
Served via Electronic Mail

Description	CreditorName	CreditorNoticeName	Email
Top 20 Creditor	Wilson Sonsini Goodrich & Rosati PC	General Counsel	rstrickland@wsgr.com
Counsel to The Huntington National Bank	Womble Bond Dickinson (US) LLP	James S. Livermon, III	Charlie.Livermon@wbd-us.com

Exhibit B

Exhibit B

Core/2002 Service List
Served via First Class Mail

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip	Country
Top 20 Creditor	Act & Paradigm	Paradigm Dental Models	920 S Andreasen Dr Ste 106			Escondido	CA	92029-1936	
Top 20 Creditor	Alston & Bird		90 Park Ave			New York	NY	10016	
Top 20 Creditor	CadBlu		250 West 39th St	Ground Floor		New York	NY	10018	
Top 20 Creditor	Definitive Healthcare	Matt Ruderman	492 Old Connecticut Path			Framingham	MA	01701	
Delaware State AG and DOJ	Delaware Dept of Justice	Attorney General	Attn Bankruptcy Department	Carvel State Building	820 N French St	Wilmington	DE	19801	
DE Secretary of State	Delaware Secretary of State	Division of Corporations	Franchise Tax	PO Box 898		Dover	DE	19903	
DE State Treasury	Delaware State Treasury		820 Silver Lake Blvd., Suite 100			Dover	DE	19904	
Top 20 Creditor	FedEx		P.O. Box 7221			Pasadena	CA	91109-7321	
Counsel to Balboa Capital, a division of Ameris Bank	Glass & Goldberg	Marshall Goldberg	22917 Burbank Blvd			Woodland Hills	CA	91367-4203	
Top 20 Creditor	Growth Diagnostics, LLC		12675 58th St			Mayer	MN	55360	
Top 20 Creditor	Icahn School of Medicine at Mount Sinai		1 Gustave L. Levy Place			New York	NY	10029	
IRS	Internal Revenue Service	Attn Susanne Larson	31 Hopkins Plz Rm 1150			Baltimore	MD	21201	
IRS	Internal Revenue Service	Centralized Insolvency Operation	PO Box 7346			Philadelphia	PA	19101-7346	
Top 20 Creditor	Interstate Advanced materials		P.O. Box 888094			Los Angeles	CA	90088-8094	
Top 20 Creditor	LeoneAmerica		1641 S. Rose Ave			Oxnard	CA	93033-2404	
Top 20 Creditor	Marcum LLP		1 Canal Plaza 4th Floor			Portland	ME	04101	
Top 20 Creditor	Moss Adams LLP		999 3rd Avenue	Suite 3300		Seattle	WA	98104	
Top 20 Creditor	NASDAQ INC.		151 West 42nd Street			New York	NY	10036	
US Trustee for District of DE	Office of the United States Trustee Delaware	Attn Jon Lipshie	844 King St Ste 2207	Lockbox 35		Wilmington	DE	19801	
Top 20 Creditor	Parachute Technology, Inc.		2010 Crow Canyon Place Suite 260			San Ramon	CA	94583	
Counsel to the Prepetition Agents	Pryor Cashman LLP	Seth Lieberman	7 Times Square	40th Fl		New York	NY	10036	
Top 20 Creditor	Resorts World Las Vegas LLC		3000 Las Vegas Blvd South			Las Vegas	NV	89109	
SEC Regional Office	Securities & Exchange Commission	NY Regional Office	Regional Director	100 Pearl St., Suite 20-100		New York	NY	10004-2616	
SEC Regional Office	Securities & Exchange Commission	PA Regional Office	Regional Director	One Penn Center	1617 JFK Boulevard Ste 520	Philadelphia	PA	19103	
SEC Headquarters	Securities & Exchange Commission	Secretary of the Treasury	100 F St NE			Washington	DC	20549	
Counsel to DIP Agent	Seward & Kissel LLP	John R. Ashmead, Catherine V. LoTempio & Gregg Bateman	One Battery Park Plaza			New York	NY	10004	
Top 20 Creditor	Stanford University		459 Lagunita Dr	Suite 7		Stanford	CA	94305	
Top 20 Creditor	University of Minnesota		NW 5960	PO Box 1450		Minneapolis	MN	55485-5960	
US Attorney for District of Delaware	US Attorney for District of Delaware	US Attorney for Delaware	1313 N Market Street	Hercules Building		Wilmington	DE	19801	
Top 20 Creditor	Utah Paper Box		920 S 700 W			Salt Lake City	UT	84104	
Top 20 Creditor	UZA	Antwerp University Hospital	Drie Eikenstraat 655			Edegem		2650	Belgium
Top 20 Creditor	VHF Inc	Attention AP Dept.	80 Davids Drive Ste. 5			Hauppauge	NY	11788	

Exhibit B

Core/2002 Service List
Served via First Class Mail

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip	Country
DIP Agent	Wilmington Savings Fund Society, FSB	Attn Raye Goldsborough	500 Delaware Avenue			Wilmington	DE	19801	
Prepetition Agents	Wilmington Trust	Sarah Vilhauer	50 South Sixth St, Suite 1290			Minneapolis	MN	55402	
Top 20 Creditor	Wilson Sonsini Goodrich & Rosati PC	General Counsel	650 Page Mill Road			Palo Alto	CA	94304	

Exhibit C

Banks Service List
Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Wells Fargo Bank, N.A.		550 South Tryon St 37th Fl	Mail Address Code D1086-370	Charlotte	NC	28202-4200
Wells Fargo Bank, N.A.		1655 Grant St 3rd Floor	Mail Address Code A0397-031	Concord	CA	94520-2600

Exhibit D

**Insurance Service List
Served via Electronic Mail**

CreditorName	CreditorNoticeName	Email
Allied World Insurance Co.		info@awac.com
Continental Cas. Co.		CNA_help@cna.com
Obsidian Specialty Insurance Company		info@obsidianspecialty.com
Travelers	Account Resolution, Salvatore Marino	sjmarino@travelers.com

Exhibit E

**Insurance Service List
 Served via First Class Mail**

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip	Country
AIG		1271 Avenue of the Americas		New York	NY	10019	
Allied World Insurance Co.		27 Richmond Road		Pembroke		HM 08	Bermuda
Chubb Custom Insurance		1133 Avenue of the Americas		New York	NY	10036	
Continental Cas. Co.		151 North Franklin		Chicago	IL	60606	
Endurance Risk Solutions Assurance Co.	c/o Somp Holdings, Inc.	1221 Avenue of the Americas	Floor 18	New York	NY	10020	
Obsidian Specialty Insurance Company		1330 Avenue of the America	Ste 23A	New York	NY	10019	
Travelers	Account Resolution, Salvatore Marino	One Tower Square, 0000-FP15		Hartford	CT	06183	
Travelers Indemnity Company		One Tower Square		Hartford	CT	06183	
Travelers Property Cas. Co. of America	Travelers CL Remittance Center	PO BOX 660317		Dallas	TX	75266-0317	
USI Insurance Services		100 Summit Lake Drive	Suite 400	Valhalla	NY	10595	

Exhibit F

**Utilities Service List
Served via Electronic Mail**

CreditorName	CreditorNoticeName	Email
Pleasanton Garbage Service Inc.		info@pleasantongarbageservice.com
Wiline Networks Inc.		pilar.orts@wiline.com

Exhibit G

Exhibit G**Utilities Service List
Served via First Class Mail**

CreditorName	CreditorNoticeName	Address1	City	State	Zip
AT&T		P.O. Box 5080	Carol Stream	IL	60197-5001
Comcast Business		PO Box 60533	City of Industry	CA	91716
Environmental Service Partners		2550 Barrington Ct.	Hayward	CA	94545
PG&E		P.O. Box 997300	Sacramento	CA	95899-7300
Pleasanton Garbage Service Inc.		PO Box 399	Pleasanton	CA	94566
RingCentral Inc		PO Box 734232	Dallas	TX	75373-4232
Wiline Networks Inc.		P.O. Box 102150	Pasadena	CA	91189