

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)

**CERTIFICATE OF SERVICE**

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

On July 26, 2024, at my direction and under my supervision, employees of Verita caused to be served the following documents via Electronic Mail upon the service lists attached hereto as **Exhibit A** and **Exhibit B**; and via Overnight Mail upon the service lists attached hereto as **Exhibit C** and **Exhibit D**:

- **Declaration of James Lee with Respect to the Tabulation of Votes on the Amended Joint Chapter 11 Plan of Reorganization of ProSomnus, Inc. and its Debtor Affiliates** [Docket No. 224]
- **Second Amended Joint Chapter 11 Plan of Reorganization of ProSomnus, Inc. and its Debtor Affiliates** [Docket No. 225]
- **Notice of Filing of Redline of Plan** [Docket No. 226]
- **Declaration of Edward T. Gavin, CTP, NCPM in Support of Confirmation of Second Amended Joint Chapter 11 Plan of Reorganization of ProSomnus, Inc. and its Debtor Affiliates** [Docket No. 227]
- **Declaration of Brian Dow, Chief Financial Officer of the Debtors, in Support of Confirmation of Second Amended Joint Chapter 11 Plan of Reorganization of ProSomnus, Inc. and its Debtor Affiliates** [Docket No. 228]
- **Debtors' Memorandum of Law in Support of Second Amended Joint Chapter 11 Plan of Reorganization of ProSomnus, Inc. and its Debtor Affiliates** [Docket No. 229]

<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.



- **Notice of Filing of Proposed Confirmation Order** [Docket No. 230]
- **Notice of Agenda of Matters Scheduled for Hearing on July 30, 2024 at 1:30 p.m. (ET)** [Docket No. 232]

Furthermore, on July 26, 2024, at my direction and under my supervision, employees of Verita caused to be served the following document via Facsimile upon the service lists attached hereto as **Exhibit E** and **Exhibit F**:

- **Notice of Agenda of Matters Scheduled for Hearing on July 30, 2024 at 1:30 p.m. (ET)** [Docket No. 232]

Dated: August 2, 2024

*/s/ Alejandro Guerra*  
Alejandro Guerra  
Verita  
222 N Pacific Coast Highway,  
3<sup>rd</sup> Floor  
El Segundo, CA 90245  
Tel 310.823.9000

# **Exhibit A**

Core/2002 Service List  
Served via Electronic Mail

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

## **Exhibit B**

**Objecting & Responding Parties Service List  
Served via Electronic Mail**

Description	CreditorName	CreditorNoticeName	Email
US Trustee for District of DE	Office of the United States Trustee Delaware	Attn Jon Lipshie	jon.lipshie@usdoj.gov

# **Exhibit C**

Core/2002 Service List  
Served via Overnight Mail

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip	Country
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	
IRS	Internal Revenue Service	Attn Susanne Larson	31 Hopkins Plz Rm 1150			Baltimore	MD	21201	
Top 20 Creditor	LeoneAmerica		1641 S. Rose Ave			Oxnard	CA	93033-2404	
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	
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	
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	
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 D**

**Objecting & Responding Parties Service List  
Served via Overnight Mail**

Description	CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
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

## **Exhibit E**

Core/2002 Service List  
Served via Facsimile

Description	CreditorName	CreditorNoticeName	Fax
Top 20 Creditor	Act & Paradigm	Paradigm Dental Models	760-480-9124
Top 20 Creditor	Alston & Bird		212-210-9444
Top 20 Creditor	CadBlu		212-481-8737
Top 20 Creditor	Definitive Healthcare	Matt Ruderman	508-739-6222
Delaware State AG and DOJ	Delaware Dept of Justice	Attorney General	302-577-6630
DE Secretary of State	Delaware Secretary of State	Division of Corporations	302-739-5831
DE State Treasury	Delaware State Treasury		302-739-2274
Top 20 Creditor	FedEx		800-548-3020
Top 20 Creditor	Icahn School of Medicine at Mount Sinai		212-534-3488
IRS	Internal Revenue Service	Centralized Insolvency Operation	855-235-6787
Top 20 Creditor	Interstate Advanced materials		916-422-3052
Top 20 Creditor	Marcum LLP		207-352-7601
Top 20 Creditor	Moss Adams LLP		206-622-9975
Top 20 Creditor	NASDAQ INC.		301-978-8510
US Trustee for District of DE	Office of the United States Trustee Delaware	Attn Jon Lipshie	302-573-6497
Counsel to the Prepetition Agents	Pryor Cashman LLP	Seth Lieberman	212-326-0806
SEC Regional Office	Securities & Exchange Commission	NY Regional Office	212-336-1320
SEC Regional Office	Securities & Exchange Commission	PA Regional Office	215-597-3194
SEC Headquarters	Securities & Exchange Commission	Secretary of the Treasury	202-772-9317; 202-772-9318
Counsel to DIP Agent	Seward & Kissel LLP	John R. Ashmead, Catherine V. LoTempio & Gregg Bateman	212-480-8421
US Attorney for District of Delaware	US Attorney for District of Delaware	US Attorney for Delaware	302-573-6220
Top 20 Creditor	Utah Paper Box		801-363-9212
Top 20 Creditor	Wilson Sonsini Goodrich & Rosati PC	General Counsel	650-493-6811

## **Exhibit F**

**Objecting & Responding Parties Service List  
Served via Facsimile**

<b>Description</b>	<b>CreditorName</b>	<b>CreditorNoticeName</b>	<b>Fax</b>
US Trustee for District of DE	Office of the United States Trustee Delaware	Attn Jon Lipshie	302-573-6497