

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

In re

VERENGO, INC.,<sup>1</sup>

Debtor.

Chapter 11

Case No.: 16-12098 (BLS)

**Related D.I.: 236, 239, 262, 265, 273, 281**

**NOTICE OF (I) ENTRY OF CONFIRMATION ORDER, (II) EFFECTIVE DATE,  
AND (III) DEADLINES TO SUBMIT CERTAIN CLAIMS**

**PLEASE TAKE NOTICE OF THE FOLLOWING:**

1. Confirmation Order. On April 24, 2017, the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”) entered its *Findings of Fact, Conclusions of Law, and Order Approving and Confirming the Second Amended Combined Disclosure Statement and Chapter 11 Plan of Reorganization for Verengo, Inc. Proposed by the Debtor and Debtor in Possession* [D.I. 281] (the “**Confirmation Order**”) confirming and approving the *Second Amended Combined Disclosure Statement and Chapter 11 Plan of Reorganization for Verengo, Inc. Proposed by the Debtor and Debtor in Possession* [D.I. 236] (as may be amended, modified or supplemented from time to time, the “**Combined Disclosure Statement and Plan**” and the chapter 11 plan portion thereof, the “**Plan**”).<sup>2</sup>

2. Effective Date. On May 15, 2017, the Effective Date occurred and the Plan was substantially consummated. Each of the conditions precedent to consummation of the Plan enumerated in Article XII of the Plan have been satisfied or waived in accordance with the Plan and the Confirmation Order.

3. Binding Effect. As of the Effective Date, the terms, conditions and provisions of the Plan are immediately binding upon and inure to the benefit of the Debtor, the Reorganized Debtor, the Distribution Trustee, all present and former Holders of Claims and Equity Interests, regardless of whether any such Holder of a Claim or Equity Interest has voted or failed to vote to accept or reject the Plan.

4. Release, Exculpation, Discharge and Injunction. The release, exculpation, discharge and injunction provisions set forth in Article XVI of the Plan are now in full force and effect.

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<sup>1</sup> The Debtor and the last four digits of its identification number are as follows: Verengo, Inc. [6114]. The address of the Debtor’s corporate headquarters is 1899 Western Way, Suite 340, Torrance, CA 90501.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Plan.

5. Assumption of Executory Contracts and Unexpired Leases. On April 13, 2017, the Debtor filed the *Notice of Filing of Plan Supplement for Second Amended Combined Disclosure Statement and Chapter 11 Plan of Reorganization for Verengo, Inc. Proposed by the Debtor and Debtor in Possession* [D.I. 262], which included as Exhibit D the Schedule of Assumed Contracts (as amended, the “**Assumption Schedule**”) that identified certain Executory Contracts and Unexpired Leases to be assumed pursuant to the Plan and associated Cure amounts, if any. On May 10, 2017, the Debtor filed the *Notice of Amended Contract Assumption Schedule* [D.I. 301], which attached as Exhibit A an amended version of the Assumption Schedule. Entry of the Confirmation Order by the Bankruptcy Court constituted approval of assumption and the amount required to Cure a default (if any) under each Executory Contract and Unexpired Lease identified in the Assumption Schedule and a determination of the Cure amount, as applicable, pursuant to sections 365 and 1123 of the Bankruptcy Code. Any payment required to Cure a default under an assumed Executory Contract or Unexpired Lease shall be paid in Cash promptly after the Effective Date or, if there is a dispute regarding the assumption or Cure of such Executory Contract or Unexpired Lease, the entry of a Final Order or orders resolving such dispute.

6. Claims Based on Rejection of Executory Contracts or Unexpired Leases. Pursuant to the Plan, all Executory Contracts and Unexpired Leases were rejected on the Effective Date unless such Executory Contract or Unexpired Lease (a) was previously assumed or rejected upon motion by a Final Order, (b) previously expired or terminated pursuant to its own terms, (c) is listed on the Assumption Schedule or (d) is the subject of a pending motion to assume, to assume on modified terms, or to assume and assign Filed by the Debtor on or before the Confirmation Date. Pursuant to the Confirmation Order, claims arising from the rejection of an Executory Contract or Unexpired Lease not already evidenced by a Proof of Claim previously Filed with the Bankruptcy Court, must be Filed with the Bankruptcy Court so that they are actually received by the Bankruptcy Court **no later than June 14, 2017. All such Claims not filed within such time will be forever barred from assertion against the Distribution Trust.** Such Claims shall be treated as Class 4 General Unsecured Claims and as such will be entitled to receive a pro rata distribution not to exceed the maximum payable amount as set forth in Article VI.B of the Plan.

7. Administrative Claims Bar Date. Requests for payment of Administrative Claims must be included within an application (setting forth the amount of, and basis for, such Administrative Claims, together with documentary evidence) and Filed and served on respective counsel for the Debtor, the Reorganized Debtor, Crius, and the Distribution Trustee **no later than June 14, 2017.** Holders of Administrative Claims (including, without limitation, Holders of any Claims for federal, state or local taxes) that are required to File a request for payment of such Claims and that do not File such requests by the applicable bar date specified in this paragraph shall be forever barred from asserting such Claims against the Debtor, Reorganized Debtor, Distribution Trust or any of their property. Requests for payments of Administrative Claims included within a proof of claim are of no force and effect, and are disallowed in their entirety as of the Effective Date, and shall be satisfied only to the extent such Administrative Claim is subsequently Filed in a timely fashion as provided by this subsection and subsequently

becomes an Allowed Claim.

8. Professional Compensation and Reimbursement Claims. Except as otherwise provided in the Plan or Confirmation Order, all final requests for allowance and payment of Professional Fee Claims must be filed and served so as to be actually received **no later than June 14, 2017.**

9. Inquiries by Interested Parties. The Combined Disclosure Statement and Plan, the Confirmation Order and copies of the documents included in the Plan or any other document filed in this chapter 11 case are available (a) for free at the Debtor's claims and noticing agent's website, <http://www.jndla.com/cases/verengo>, or (b) for a fee by visiting the Bankruptcy Court's website at [www.deb.uscourts.gov](http://www.deb.uscourts.gov).

Dated: May 15, 2017  
Wilmington, DE

BAYARD, P.A.

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