

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: : Chapter 11
: :
Aegerion Pharmaceuticals, Inc., et al.,¹ : Case Nos.: 19-11632 (MG)
: Through 19-11633 (MG)
: :
Debtors. : (Jointly Administered)
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**ORDER ESTABLISHING DEADLINE FOR FILING PROOFS OF CLAIM AND
APPROVING THE FORM AND MANNER OF NOTICE THEREOF**

Upon the application of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) for an order, pursuant to Federal Rule of Bankruptcy Procedure (“**Bankruptcy Rule**”)² 3003(c)(3), fixing a deadline (the “**Bar Date**”) and establishing procedures for filing proofs of claim and approving the form and manner of service thereof, and it appearing that the relief requested is in the best interests of the Debtors, their estates, and creditors and that adequate notice has been given and that no further notice is necessary; and after due deliberation and good and sufficient cause appearing therefor, it is hereby

ORDERED, that except as otherwise provided herein, all persons and entities, (including, without limitation, individuals, partnerships, corporations, joint ventures, trusts and governmental units) that assert a claim, as defined in section 101(5) of the Bankruptcy Code (whether secured, unsecured, or priority, and including administrative expense claims arising under section 503(b)(9) of the Bankruptcy Code), against the Debtors which arose on

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor’s federal taxpayer identification number are Aegerion Pharmaceuticals, Inc. (0116), and Aegerion Pharmaceuticals Holdings, Inc. (1331). The Debtors’ executive headquarters are located at 245 First Street, Riverview II, 18th Floor, Cambridge, MA 02142.

² Capitalized terms not otherwise defined herein have the meanings given to them in the Motion.

or prior to the filing of the chapter 11 petitions on or before May 20, 2019 (the “**Petition Date**”), shall file a proof of such claim in writing or electronically on the Court’s website at www.nysb.uscourts.gov so that it is received on or before July 3, 2019; and it is further

ORDERED, that notwithstanding any other provision hereof, proofs of claim filed by governmental units must be filed on or before November 16, 2019 (the date that is one hundred eighty (180) days after the Petition Date); and it is further

ORDERED, that the following procedures for the filing of proofs of claim shall apply:

- (a) Proofs of claim must conform substantially to Official Bankruptcy Form No. 410;
- (b) Proofs of claim must be filed either electronically through the Debtors’ Court-approved claims agent, Prime Clerk LLC (“**Prime Clerk**”), at <https://cases.primeclerk.com/aegerion> or by U.S. Postal Service mail, hand-delivery or overnight delivery to:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

- (c) Proofs of Claim may also be filed by delivery of the original proof of claim by hand to the Office of the Clerk of the Bankruptcy Court, One Bowling Green, New York, New York 10004-1408.
- (d) If a claimant delivers a proof of claim to Prime Clerk and wishes to receive acknowledgement of Prime Clerk’s receipt of such proof of claim, the claimant also must submit to Prime Clerk by the applicable Bar Date, and concurrently with submitting its original proof of claim, (i) a copy of the original proof of claim, and (ii) a self-addressed, stamped return envelope.

- (e) Proofs of claim will be deemed filed only when received by the Clerk of the Bankruptcy Court or Prime Clerk on or before the applicable Bar Date;
- (f) Proofs of claim must: (i) be signed; (ii) include supporting documentation (if voluminous, attach a summary) or an explanation as to why documentation is not available; (iii) be in the English language; (iv) be denominated in United States currency; and (v) conform substantially to the Proof of Claim Form, a copy of which is annexed hereto as Exhibit 1, or Official Form No. 410; and
- (g) Proofs of claim must specify by name and case number the Debtor against which the claim is filed; if the holder asserts a claim against more than one Debtor or has claims against different Debtors, a separate proof of claim form must be filed with respect to each Debtor; and it is further

ORDERED, Proofs of Claim need not be filed as to the following types of claims:

- (a) Any claim as to which the holder has already filed a proof of claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410 so long as the claimant does not wish to assert such claim against a Debtor who was not named in the original claim, in which case another Proof of Claim must be filed;
- (b) Any claim that is listed on the Schedules filed by the Debtors, provided that
 - (i) the claim is not scheduled as “disputed”, “contingent” or “unliquidated”;
 - (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules; and (iii) the claimant does not dispute that the claim is an obligation of the specific Debtor against which the claim is listed in the Schedules;

- (c) Any claim that heretofore has been allowed by Order of this Court;
- (d) Any claim that has been paid in full by any of the Debtors;
- (e) Any claim for which different specific deadlines have previously been fixed by this Court;
- (f) Any claim by a Debtor asserting a Prepetition Claim against another Debtor or any claim by any non-Debtor subsidiary asserting a Prepetition Claim against any of the Debtors;
- (g) Any claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense of the Debtors' estates, other than a claim allowable under section 503(b)(9) of the Bankruptcy Code (which shall be required to be filed before the General Bar Date); provided, however, that all administrative expense claims under section 503 of the Bankruptcy Code (other than a claim allowable under section 503(b)(9)) must be asserted by separate requests for payment in accordance with section 503(a) of the Bankruptcy Code;
- (h) Any claim by an employee of the Debtors, but only to the extent that such claim is solely for outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation; provided, however, that any employee of the Debtors who wishes to assert a claim against the Debtors that is not based solely on outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation must file a proof of such claim on or prior to the General Bar Date; and
- (i) any holder of a Government Settlement Claim (as defined in the Plan); provided, however, that any holder of a Government Settlement Claim that wishes to assert

a claim against the Debtors unrelated to the Government Settlement Agreements (as defined in the Plan) must file a proof of such claim on or prior to the Governmental Bar Date.

ORDERED, that claims under section 503(b)(9) must be filed by the deadlines set forth in this Order; and it is further

ORDERED, that any claim arising solely from, or as a consequence of, the rejection of an executory contract or unexpired lease of a Debtor shall be filed by the later of: (a) the applicable Bar Date; (b) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days following the date of service of notice of entry of an order authorizing the rejection of such executory contract or unexpired lease (which order may include an order confirming a plan for the Debtors pursuant to chapter 11 of the Bankruptcy Code); or (c) the date set by any other order of this Court authorizing rejection of such contract or lease; and it is further

ORDERED, that holders of equity interests in the Debtors need not file proofs of interest with respect to the ownership of such equity interest, provided, however, that if any such holder asserts a claim against the Debtors (including a claim relating to an equity interest or the purchase or sale of such equity interest), a proof of such claim must be filed on or prior to the Bar Date pursuant to the procedures set forth in this Order; and it is further

ORDERED, that in accordance with Bankruptcy Rule 2002(p)(2), the Debtors shall serve the Bar Date Notice Materials on their known creditors with foreign addresses so as to provide such creditors with not less than thirty (30) days' notice of the Bar Date; and it is further

ORDERED, that nothing in this Order shall prejudice the right of the Debtors to subsequently designate any scheduled Prepetition Claim as disputed, contingent or

unliquidated or otherwise amend or supplement the Schedules. If the Debtors amend or supplement the Schedules subsequent to the entry of this Order, the Debtors shall provide written notice of such amendment or supplement to the holders of Prepetition Claims affected thereby, and the Bar Date for such affected holders of Prepetition Claims shall be the later of: (a) the applicable Bar Date; and (b) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days from the date of service of the notice to the affected creditors that the Schedules have been amended or supplemented; and it is further

ORDERED, that nothing in this Order shall prejudice the right of the Debtors or any other party in interest (i) to dispute any Prepetition Claim reflected in the Schedules or any proof of claim filed in these cases; (ii) to assert offsets, recoupment rights or defenses with respect to any Prepetition Claim; (iii) to assert any defenses related to substantive consolidation, equitable subordination and/or causes of action arising under the provisions of chapter 5 of the Bankruptcy Code and other relevant non-bankruptcy laws to recover assets or avoid transfers, or (iv) to assert any other defenses to any Prepetition Claim therein as to amount, liability, classification or otherwise; and it is further

ORDERED, that pursuant to Bankruptcy Rule 3003(c)(2), all holders of claims that fail to comply with this Order by timely filing a proof of claim in appropriate form shall not be treated as a creditor with respect to such claim for the purposes of voting and distribution; and it is further

ORDERED, that a copy of the notice substantially in the form annexed hereto as Exhibit 2 is approved and shall be deemed adequate and sufficient if served by first-class mail at least thirty-five (35) days prior to the Bar Date on:

- (a) the United States Trustee for Region 2;

- (b) counsel to those certain lenders under the Debtors' proposed debtor-in-possession financing facility, the Debtors' prepetition secured bridge loan credit agreement and the Debtors' 2% unsecured convertible notes;
- (c) counsel to Novelson Therapeutics Inc.;
- (d) persons or entities that have requested notice of the proceedings in the Debtors' chapter 11 cases;
- (e) persons or entities that previously have filed proofs of claim in the Debtors' chapter 11 cases;
- (f) all creditors and other known holders of claims listed on the Schedules at the addresses stated therein;
- (g) counterparties to the Debtors' executory contracts and unexpired leases;
- (h) parties to litigation with the Debtors;
- (i) state attorneys general and state departments of revenue for states in which the Debtors conduct business;
- (j) the Internal Revenue Service;
- (k) known governmental units applicable to the Debtors' businesses, to the extent not listed in the foregoing clauses; and
- (k) counsel to Amryt Pharma Plc; and it is further

ORDERED, that with regard to those holders of claims listed on the Schedules, the Debtors shall mail one or more proof of claim forms (as appropriate) substantially similar to the Proof of Claim form annexed to the application as Exhibit 1, indicating on the form how the Debtors have scheduled such creditor's claim in the Schedules (including the identity of the Debtor, the amount of the claim and whether the claim has been scheduled as contingent, unliquidated or disputed); and it is further

ORDERED, that pursuant to Bankruptcy Rule 2002(f), the Debtors shall publish notice of the Bar Date in substantially the form hereto as Exhibit 3 (the "**Bar Date Notice**") once in (a) *The New York Times* National Edition, (b) *The New York Times* International Edition, and (c) *The Boston Globe* at least twenty-eight (28) days prior to the Bar Date, which

publication is hereby approved and shall be deemed good, adequate and sufficient publication notice of the Bar Date; and it is further

ORDERED, that any person or entity who desires to rely on the Schedules will have the responsibility for determining that the claim is accurately listed in the Schedules; and it is further

ORDERED, that the Debtors and their claims agent Prime Clerk are authorized and empowered to take such steps and perform such acts as may be necessary to implement and effectuate the terms of this Order; and it is further

ORDERED, that entry of this Order is without prejudice to the right of the Debtors to seek a further order of this Court fixing a date by which holders of claims or interests not subject to the Bar Date established herein must file such proofs of claim or interest or be barred from doing so; and it is further

ORDERED, that the provisions of this Order apply to all Prepetition Claims of whatever character against the Debtors or their property, whether secured or unsecured, liquidated or unliquidated, fixed, or contingent.

IT IS SO ORDERED.

Dated: May 28, 2019
New York, New York

/s/ Martin Glenn
MARTIN GLENN
United States Bankruptcy Judge

EXHIBIT 1

Proof of Claim Form

**Fill in this information to identify the case
 (Select only one Debtor per claim form):**

- Aegerion Pharmaceuticals, Inc. (Case No. 19-11632)
- Aegerion Pharmaceuticals Holdings, Inc. (Case No. 19-11633)

**Official Form 410
 Proof of Claim**

04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense (other than a claim entitled to priority under 11 U.S.C. § 503(b)(9)). Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?**
 Name of the current creditor (the person or entity to be paid for this claim) _____
 Other names the creditor used with the debtor _____

2. **Has this claim been acquired from someone else?**
 No
 Yes. From whom? _____

	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Contact phone _____ Contact email _____	Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Contact phone _____ Contact email _____

4. **Does this claim amend one already filed?**
 No
 Yes. Claim number on court claims registry (if known) _____ Filed on _____
MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?**
 No
 Yes. Who made the earlier filing? _____

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$_____ Does this amount include interest or other charges? No Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information.

9. Is all or part of the claim secured? No Yes. The claim is secured by a lien on property. Nature of property: Real estate. If the claim is secured by the debtor's principal residence, file a Mortgage Proof of Claim Attachment (Official Form 410-A) with this Proof of Claim. Motor vehicle Other. Describe: _____ Basis for perfection: _____ Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.) Value of property: \$_____ Amount of the claim that is secured: \$_____ Amount of the claim that is unsecured: \$_____ (The sum of the secured and unsecured amounts should match the amount in line 7.) Amount necessary to cure any default as of the date of the petition: \$_____ Annual Interest Rate (when case was filed) _____% Fixed Variable

10. Is this claim based on a lease? No Yes. Amount necessary to cure any default as of the date of the petition. \$_____

11. Is this claim subject to a right of setoff? No Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

No

Yes. Check one:

<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	Amount entitled to priority \$ _____
<input type="checkbox"/> Up to \$3,025* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$13,650*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. \$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* 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 date _____(mm/dd/yyyy)

Signature
Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State ZIP Code

Contact phone _____ Email _____

Official Form 410

Instructions for Proof of Claim

United States Bankruptcy Court

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These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157 and 3571.

How to fill out this form

- Fill in all of the information about the claim as of the date the case was filed.
- Fill in the caption at the top of the form.
- If the claim has been acquired from someone else, then state the identity of the last party who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- Attach any supporting documents to this form.
Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of *redaction* on the next page.)
Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called “Bankruptcy Rule”) 3001(c) and (d).
- Do not attach original documents because attachments may be destroyed after scanning.
- If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.

- A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, individual’s tax identification number, or financial account number, and only the year of any person’s date of birth. See Bankruptcy Rule 9037.
- For a minor child, fill in only the child’s initials and the full name and address of the child’s parent or guardian. For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, enclose a stamped self-addressed envelope and a copy of this form. You may view a list of filed claims in this case by visiting the Claims and Noticing Agent's website at <http://cases.primeclerk.com/Aegerion>.

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate.
11 U.S.C. § 503.

Claim: A creditor’s right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy.
11 U.S.C. §101 (5). A claim may be secured or unsecured.

Claim Pursuant to 11 U.S.C. §503(b)(9): A claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. §101 (10).

Debtor: A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

Evidence of perfection: Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Priority claim: A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. §507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

Proof of claim: A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Secured claim under 11 U.S.C. §506(a): A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment may be a lien.

Setoff: Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

Unsecured claim: A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

Please send completed Proof(s) of Claim to:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

Do not file these instructions with your form

EXHIBIT 2

Bar Date Notice

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
 In re: : Chapter 11
 :
 Aegerion Pharmaceuticals, Inc., et al.,¹ : Case No. 19-11632 (MG)
 :
 Debtors. : (Jointly Administered)
 -----X

NOTICE OF (I) DEADLINE REQUIRING FILING OF PROOFS OF
CLAIM BY CREDITORS ON OR BEFORE JULY 3, 2019 AND
(II) DEADLINE REQUIRING FILING OF PROOFS OF CLAIM
BY GOVERNMENTAL UNITS ON OR BEFORE NOVEMBER 16, 2019

**TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST THE DEBTORS
AND DEBTORS IN POSSESSION LISTED BELOW**

The United States Bankruptcy Court for the Southern District of New York has entered an Order establishing **July 3, 2019** (the “**Bar Date**”) as the last date for each person or entity (including individuals, partnerships, corporations, joint ventures, trusts and governmental units) to file a proof of claim against any of the Debtors listed below (collectively the “**Debtors**”).

Debtor	Tax ID	Case No.
Aegerion Pharmaceuticals, Inc.	20-2960116	19-11632 (MG)
Aegerion Pharmaceuticals Holdings, Inc.	61-1721331	19-11633 (MG)

The Bar Date and the procedures set forth below for filing proofs of claim apply to all claims against the Debtors that arose prior to May 20, 2019, the date on which the Debtors commenced cases under chapter 11 of the United States Bankruptcy Code, except for claims listed in Section 4 below that are specifically excluded from the Bar Date filing requirement. Governmental units may have until November 16, 2019 to file proofs of claim.

1. WHO MUST FILE A PROOF OF CLAIM

You **MUST** file a proof of claim to vote on a chapter 11 plan filed by the Debtors or to share in distributions from the Debtors’ bankruptcy estates if you have a claim that arose prior to May 20, 2019 (the “**Filing Date**”), and it is not one of the types of claim described in Section 4 below. Claims based on acts or omissions of the Debtors that occurred before the Filing Date

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor’s federal taxpayer identification number are Aegerion Pharmaceuticals, Inc. (0116), and Aegerion Pharmaceuticals Holdings, Inc. (1331). The Debtors’ executive headquarters are located at 245 First Street, Riverview II, 18th Floor, Cambridge, MA 02142.

must be filed on or prior to the Bar Date, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Filing Date.

Under Section 101(5) of the Bankruptcy Code and as used in this Notice, the word “claim” means: (a) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

2. WHAT TO FILE

The Debtors are enclosing a proof of claim form for use in these cases; if your claim is scheduled by the Debtors, the form also sets forth the amount of your claim as scheduled by the Debtors, the specific Debtor against which the claim is scheduled and whether the claim is scheduled as disputed, contingent or unliquidated. You will receive a different proof of claim form for each claim scheduled in your name by the Debtors. You may utilize the proof of claim form(s) provided by the Debtors to file your claim. Additional proof of claim forms may be obtained at www.uscourts.gov/forms/bankruptcy-forms.

All proof of claim forms must be **signed** by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant. It must be written in English and be denominated in United States currency. You should attach to your completed proof of claim any documents on which the claim is based (if voluminous, attach a summary) or an explanation as to why the documents are not available.

Your proof of claim form must not contain complete social security numbers or taxpayer identification numbers (only the last four digits), a complete birth date (only the year), the name of a minor (only the minor’s initials) or a financial account number (only the last four digits of such financial account).

Any holder of a claim against more than one Debtor must file a separate proof of claim with respect to each such Debtor and all holders of claims must identify on their proof of claim the specific Debtor against which their claim is asserted and the case number of that Debtor’s bankruptcy case. A list of the names of the Debtors and their case numbers is set forth in the case caption above on page one of this Notice.

3. WHEN AND WHERE TO FILE

Except as provided for herein, all proofs of claim must be filed so as to be **received on or before 5:00 p.m. (prevailing Eastern Time) on July 3, 2019, or on or before 5:00 p.m. (prevailing Eastern Time) on November 16, 2019 for holders of claims that are governmental units** through one of the two following methods:

(1) In hard-copy, at the following address:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

(2) Electronically through the claims agent's website:
<https://cases.primeclerk.com/aegerion>. Proofs of claim will be deemed filed only when received
at the addresses listed above or filed electronically on or before the applicable Bar Date.

Proofs of claim may not be delivered by facsimile, telecopy or electronic mail
transmission.

4. CLAIMS FOR WHICH PROOFS OF CLAIM NEED NOT BE FILED

You do **not** need to file a proof of claim on behalf of a claim on or prior to the
applicable Bar Date if the claim falls into one of the following categories:

- (a) Any claim as to which the holder has already filed a proof of claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410 so long as the claimant does not wish to assert such claim against a Debtor who was not named in the original claim, in which case another Proof of Claim must be filed;
- (b) Any claim that is listed on the Schedules filed by the Debtors, provided that (i) the claim is not scheduled as "disputed", "contingent" or "unliquidated"; (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules; and (iii) the claimant does not dispute that the claim is an obligation of the specific Debtor against which the claim is listed in the Schedules;
- (c) Any claim that heretofore has been allowed by Order of this Court;
- (d) Any claim that has been paid in full by any of the Debtors;
- (e) Any claim for which different specific deadlines have previously been fixed by this Court;
- (f) Any claim by a Debtor asserting a Prepetition Claim against another Debtor or any claim by any non-Debtor subsidiary asserting a Prepetition Claim against any of the Debtors;
- (g) Any claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense of the Debtors' estates, other than a claim allowable under section 503(b)(9) of the Bankruptcy Code (which shall be required to be filed before the General Bar Date); provided, however, that all

administrative expense claims under section 503 of the Bankruptcy Code (other than a claim allowable under section 503(b)(9)) must be asserted by separate requests for payment in accordance with section 503(a) of the Bankruptcy Code;

- (h) Any claim by an employee of the Debtors, but only to the extent that such claim is solely for outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation; provided, however, that any employee of the Debtors who wishes to assert a claim against the Debtors that is not based solely on outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation must file a proof of such claim on or prior to the General Bar Date; and
- (i) any government entity whose claim is based on a Government Settlement Agreement (as defined in the Plan), but only to the extent that the Claim arises out of the Government Settlement Agreements.

If you are a holder of an equity interest in the Debtors, you need not file a proof of interest with respect to the ownership of such equity interest at this time. However, if you assert a claim against the Debtors, including a claim relating to such equity interest or the purchase or sale of such interest, a proof of such claim must be filed on or prior to the Bar Date pursuant to procedures set forth in this Notice.

This Notice is being sent to many persons and entities that have had some relationship with or have done business with the Debtors but may not have an unpaid claim against the Debtors. The fact that you have received this Notice does not mean that you have a claim or that the Debtors or the Court believe that you have a claim against the Debtors.

5. EXECUTORY CONTRACTS AND UNEXPIRED LEASES

If you have a claim arising out of the rejection of an executory contract or unexpired lease as to which the order authorizing such rejection is dated on or before July 3, 2019, the date of entry of the Bar Order, you must file a proof of claim by the Bar Date. Any person or entity that has a claim arising from the rejection of an executory contract or unexpired lease, as to which the order is dated after the date of entry of the Bar Order, you must file a proof of claim with respect to such claim by the date fixed by the Court in the applicable order authorizing rejection of such contract or lease which shall be no less than thirty (30) days from when notice will be provided by the Debtors regarding the rejection.

6. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE BAR DATE

ANY HOLDER OF A CLAIM THAT IS NOT EXEMPTED FROM THE REQUIREMENTS OF THIS ORDER, AS SET FORTH IN SECTION 4 ABOVE, AND THAT FAILS TO TIMELY FILE A PROOF OF CLAIM IN THE APPROPRIATE FORM SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING ON ANY PLAN OF REORGANIZATION

FILED IN THESE CASES AND PARTICIPATING IN ANY DISTRIBUTION IN THE DEBTORS' CASES ON ACCOUNT OF SUCH CLAIM.

7. THE DEBTORS' SCHEDULES AND ACCESS THERETO

You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules of Assets and Liabilities and/or Schedules of Executory Contracts and Unexpired Leases (collectively, the "**Schedules**").

To determine if and how you are listed on the Schedules, please refer to the descriptions set forth on the enclosed proof of claim forms regarding the nature, amount, and status of your claim(s). If you received postpetition payments from the Debtors (as authorized by the Court) on account of your claim, the enclosed proof of claim form will reflect the net amount of your claims. If the Debtors believe that you hold claims against one or more than one Debtor, you will receive multiple proof of claim forms, each of which will reflect the nature and amount of your claim against one Debtor, as listed in the Schedules.

If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules however, in determining the existence of a claim, you may rely on the enclosed form, which lists your claim as scheduled, identifies the Debtor against which it is scheduled, and specifies whether the claim is disputed, contingent or unliquidated.

As set forth above, if you agree with the nature, amount and status of your claim as listed in the Debtors' Schedules, and if you do not dispute that your claim is only against the Debtor specified by the Debtors, and if your claim is not described as "disputed," "contingent," or "unliquidated," you need not file a proof of claim. Otherwise, or if you decide to file a proof of claim, you must do so before the Bar Date in accordance with the procedures set forth in this Notice.

Copies of the Debtors' Schedules are available for inspection free of charge at <https://cases.primeclerk.com/aegerion>. Copies of the Debtors' Schedules are also available on the Court's Public Access to Court Electronic Records ("**PACER**") at <http://ecf.nysb.uscourts.gov>; a login and password are required to access this information and can be obtained through the PACER Service Center at <http://www.pacer.gov>. Copies of the Schedules may also be examined between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, Room 534, New York, New York 10004-1408. Copies of the Debtors' Schedules may also be obtained by written request to Debtors' counsel at the address and telephone number set forth below and Prime Clerk LLC at the following address and telephone number:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

Questions concerning the contents of this Notice and requests for proofs of claim should be directed to Prime Clerk at 844-627-5368. Please note that neither Prime Clerk staff nor

counsel to the Debtors are permitted to give you legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.

A holder of a possible claim against the Debtors should consult an attorney regarding any matters not covered by this notice, such as whether the holder should file a proof of claim.

Dated: New York, New York
[_____], 2019

BY ORDER OF THE COURT

*Proposed Counsel for the Debtors and
Debtors in Possession*
WILLKIE FARR & GALLAGHER LLP
787 Seventh Avenue
New York, New York 10019
Telephone: (212) 728-8000

If you have any questions related to this notice, please call 844-627-5368.

EXHIBIT 3

Publication Notice

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
 In re: : Chapter 11
 :
 Aegerion Pharmaceuticals, Inc., et al.,¹ : Case No. 19-11632 (MG)
 :
 Debtors. : (Jointly Administered)
 -----X

**NOTICE OF (I) DEADLINE REQUIRING FILING OF
 PROOFS OF CLAIM BY CREDITORS ON OR BEFORE JULY 3, 2019
 AND (II) DEADLINE REQUIRING FILING OF PROOFS OF CLAIM BY
GOVERNMENTAL UNITS ON OR BEFORE NOVEMBER 16, 2019**

**TO ALL CREDITORS OF THE DEBTORS AND DEBTORS IN POSSESSION LISTED
 BELOW:**

PLEASE TAKE NOTICE that on May 20, 2019 (the “**Petition Date**”), the debtors and debtors in possession listed below (collectively, the “**Debtors**”) each filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the “**Bankruptcy Code**”) in the United States Bankruptcy Court for the Southern District of New York (the “**Court**”). Set forth below are the names under which each Debtor has conducted business, its tax identification number, and its respective case number:

Debtor	Tax ID	Case No.
Aegerion Pharmaceuticals, Inc.	20-2960116	19-11632 (MG)
Aegerion Pharmaceuticals Holdings, Inc.	61-1721331	19-11633 (MG)

PLEASE TAKE FURTHER NOTICE that, pursuant to an order of the Court (the “**Bar Date Order**”), dated [____], 2019, and in accordance with Rule 3003(c)(3) of the Federal Rules of Bankruptcy Procedure, all creditors of the Debtors (with limited exceptions listed in the Bar Date Order) who do not file a completed and executed proof of claim form in accordance with the procedures established in the Bar Date Order on account of any “claim” (as defined in section 101(5) of the Bankruptcy Code) against any of the Debtors that arose prior to the Petition Date, **including any administrative expense claims arising under section 503(b)(9) of the Bankruptcy Code (the “Prepetition Claims”)** on or before 5:00 p.m. (prevailing Eastern Time) on July 3, 2019 (the “**General Bar Date**”), or on or before 5:00 p.m. (prevailing Eastern Time) on November 16, 2019 for holders of Prepetition Claims that are governmental units as defined in section 101(27) of the Bankruptcy Code (the “**Governmental Unit Bar**”).

¹ The Debtors in these chapter 11 cases and the last four digits of each Debtor’s federal taxpayer identification number are Aegerion Pharmaceuticals, Inc. (0116), and Aegerion Pharmaceuticals Holdings, Inc. (1331). The Debtors’ executive headquarters are located at 245 First Street, Riverview II, 18th Floor, Cambridge, MA 02142.

Date,” and together with the General Bar Date, the “**Bar Dates**”), shall be forever barred, estopped and permanently enjoined from asserting such claim against any of the Debtors, the Debtors and their respective property shall be forever discharged from any and all indebtedness or liability with respect to such claim, and such holder shall not be permitted on account of such claim to vote on any plan proposed in the Debtors’ chapter 11 cases or participate in any distribution under any plan in the Debtors’ chapter 11 cases; provided, however, that, at this time, proofs of claim **ARE NOT REQUIRED** to be filed by creditors with claims of the types that are set forth in clauses (a) through and including (i) below:

- (a) Any claim as to which the holder has already filed a proof of claim against the Debtors in the above-captioned case in a form substantially similar to Official Bankruptcy Form No. 410 so long as the claimant does not wish to assert such claim against a Debtor who was not named in the original claim, in which case another Proof of Claim must be filed;
- (b) Any claim that is listed on the Schedules filed by the Debtors, provided that (i) the claim is not scheduled as “disputed”, “contingent” or “unliquidated”; (ii) the claimant does not disagree with the amount, nature and priority of the claim as set forth in the Schedules; and (iii) the claimant does not dispute that the claim is an obligation of the specific Debtor against which the claim is listed in the Schedules;
- (c) Any claim that heretofore has been allowed by Order of this Court;
- (d) Any claim that has been paid in full by any of the Debtors;
- (e) Any claim for which different specific deadlines have previously been fixed by this Court;
- (f) Any claim by a Debtor asserting a Prepetition Claim against another Debtor or any claim by any non-Debtor subsidiary asserting a Prepetition Claim against any of the Debtors;
- (g) Any claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an administrative expense of the Debtors’ estates, other than a claim allowable under section 503(b)(9) of the Bankruptcy Code (which shall be required to be filed before the General Bar Date); provided, however, that all administrative expense claims under section 503 of the Bankruptcy Code (other than a claim allowable under section 503(b)(9)) must be asserted by separate requests for payment in accordance with section 503(a) of the Bankruptcy Code;
- (h) Any claim by an employee of the Debtors, but only to the extent that such claim is solely for outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation; provided, however, that any employee of the Debtors who wishes to assert a claim against the Debtors that is not based solely on outstanding wages, base salary, commissions, benefits, bonuses or other ordinary course compensation must file a proof of such

claim on or prior to the General Bar Date; and

- (i) any holder of a Government Settlement Claim (as defined in the Plan); provided, however, that any holder of a Government Settlement Claim that wishes to assert a claim against the Debtors unrelated to the Government Settlement Agreements (as defined in the Plan) must file a proof of such claim on or prior to the Governmental Bar Date.

PLEASE TAKE FURTHER NOTICE that each proof of claim form must specifically set forth the full name and proper chapter 11 case number of the Debtor against which such claim is asserted. If you have a Prepetition Claim against more than one Debtor, you MUST file a separate proof of claim against each Debtor against which you assert a claim. You SHOULD NOT include claims against more than one Debtor on a single proof of claim form.

PLEASE TAKE FURTHER NOTICE that each proof of claim must be filed so that it is received on or before the applicable Bar Date at the following address:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

Alternatively, proofs of claim may be submitted electronically through the electronic filing system available at <https://cases.primeclerk.com/aegerion>.

Proofs of claim will be deemed filed only when received by Prime Clerk, the Debtors' claims and noticing agent, or the Bankruptcy Court on or before the applicable deadline. The proof of claim must be a completed and signed original written proof of claim. Proofs of claim may not be delivered by facsimile, telecopy or electronic mail transmission, except as the Debtors may otherwise agree in writing in their sole discretion. If you submit a proof of claim and you wish to receive acknowledgment of Prime Clerk's receipt of such proof of claim, you also must submit to Prime Clerk by the applicable Bar Date and concurrently with the submission of your original proof of claim (a) a copy of the original proof of claim, and (b) a self-addressed, stamped return envelope.

PLEASE TAKE FURTHER NOTICE THAT IF ANY CREDITOR THAT IS NOT EXEMPTED FROM THE REQUIREMENT TO FILE A PROOF OF CLAIM AND THAT FAILS TO FILE A PROOF OF CLAIM ON OR BEFORE JULY 3, 2019 (OR NOVEMBER 16, 2019, IN THE CASE OF GOVERNMENTAL UNITS) ON ACCOUNT OF ANY PREPETITION CLAIM SUCH CREDITOR HOLDS OR WISHES TO ASSERT AGAINST ANY OF THE DEBTORS, THEN SUCH CREDITOR SHALL NOT BE PERMITTED TO VOTE ON ANY PLAN FOR THE DEBTORS OR PARTICIPATE IN ANY DISTRIBUTION IN THE DEBTORS' CHAPTER 11 CASES ON ACCOUNT OF SUCH CLAIM.

You may be listed as the holder of a Prepetition Claim against one or more of the Debtors on the Schedules. Copies of the Debtors' Schedules are available for inspection free of charge at <https://cases.primeclerk.com/aegerion>. Copies of the Debtors' Schedules are also available on the Court's Public Access to Court Electronic Records ("**PACER**") at <http://ecf.nysb.uscourts.gov>; a login and password are required to access this information and can be obtained through the PACER Service Center at <http://www.pacer.gov>. Copies of the Schedules and Bar Date Order may also be examined between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday at the Office of the Clerk of the Bankruptcy Court, One Bowling Green, New York, New York 10004-1408. Copies of the Schedules and Bar Date Order may also be obtained by written request (at your cost) to the Debtors' claims and noticing agent at the following address:

Aegerion Pharmaceuticals, Inc. Claims Processing Center
c/o Prime Clerk LLC
850 3rd Avenue, Suite 412
Brooklyn, NY 11232

Questions concerning the contents of this Notice and requests for proofs of claim should be directed to Prime Clerk at 844-627-5368. **Please note that neither Prime Clerk staff nor counsel to the Debtors are permitted to give you legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.**

Dated: _____, 2019
New York, New York

BY ORDER OF THE COURT

*Proposed Counsel for the Debtors and
Debtors in Possession*
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New York, New York 10019
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