

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

	X		
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In re:	:		Chapter 11
	:		
MILLENNIUM LAB HOLDINGS II, LLC, <u>et al.</u> ,	:		Case No. 15-12284 (LSS)
	:		
Debtors. ¹	:		Jointly Administered
	:		
	X		

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING ON
DECEMBER 10, 2015 AT 11:00 A.M. (EASTERN)²**

Set forth below are the matters scheduled to be heard before the Honorable Judge Laurie Selber Silverstein, United States Bankruptcy Judge, in the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 6th Floor, Courtroom 2, Wilmington, Delaware, on December 10, 2015 beginning at 11:00 a.m. (prevailing Eastern Time).

I. CONTINUED MATTERS

1. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Interim And Final Orders Pursuant To 11 U.S.C. §§ 105, 361, 363, 502, 503, And 507, Fed. R. Bankr. P. 2002, 4001, 6003, 6004, And 9014 And Del. Bankr. L.R. 4001-2 (I) Authorizing The Debtors To Use Cash Collateral; (II) Granting Adequate Protection To Prepetition Credit Parties; (III) Allowing Subrogation Claim And Granting Subrogation Claim Lien; (IV) Scheduling A Final Hearing; And (V) Granting Related Relief (Docket No. 95) (Filed 11/13/15)

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

- a. Informal comments of the United States Trustee

¹ The Debtors and the last four digits of their respective taxpayer identification numbers are as follows: Millennium Lab Holdings II, LLC (5299); Millennium Health, LLC (5558); RxAnte, LLC (0219). The Debtors' address is 16981 Via Tazon, San Diego, California 92127.

² Parties wishing to participate in the hearing telephonically must contact the Court's conference call provider, CourtCall, by phone (866-582-6878) or by facsimile (866-533-2946) by 12:00 p.m. (Eastern) on December 9, 2015 in order to schedule a telephonic appearance.

Status: This matter is continued until a date to be determined.

II. MATTERS WITH CERTIFICATIONS

2. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Interim And Final Orders Pursuant To 11 U.S.C. §§ 105(a) And 366 (I) Approving Debtors' Proposed Form Of Adequate Assurance Of Payment, (II) Establishing Procedures For Resolving Objections By Utility Companies And (III) Prohibiting Utility Companies From Altering, Refusing Or Discontinuing Service (Docket No. 89) (Filed 11/13/15)

Related Documents:

- a. Certification Of Counsel Regarding Debtors' Motion For Interim And Final Orders Pursuant To 11 U.S.C. §§ 105(a) And 366 (I) Approving Debtors' Proposed Form Of Adequate Assurance Of Payment, (II) Establishing Procedures For Resolving Objections By Utility Companies And (III) Prohibiting Utility Companies From Altering, Refusing Or Discontinuing Service (Docket No. 129) (Filed 12/7/15)
- b. Proposed Order

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed: None.

Status: The Debtors have filed a Certification of Counsel with a revised proposed order for the Court's consideration.

3. Debtors' Application To Employ And Retain Alvarez & Marsal Healthcare Industry Group, LLC, As Financial Advisors To Debtors And Debtors In Possession Pursuant To Sections 327(a) And 328 Of The Bankruptcy Code (Docket No. 103) (Filed 11/19/15)

Related Documents:

- a. First Supplemental Declaration Of George Pillari In Support Of Debtors' Application To Employ And Retain Alvarez & Marsal Healthcare Industry Group, LLC, As Financial Advisors To Debtors And Debtors In Possession Pursuant To Sections 327(a) And 328 Of The Bankruptcy Code (Docket No. 121) (Filed 12/4/15)
- b. Certification of Counsel Regarding Debtors' Application To Employ And Retain Alvarez & Marsal Healthcare Industry Group, LLC, As Financial Advisors To

Debtors And Debtors In Possession Pursuant To Sections 327(a) And 328 Of The Bankruptcy Code (Docket No. 126) (Filed 12/7/15)

c. Proposed Order

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: The Debtors have received informal comments from the Office of the United States Trustee and have filed a Certification of Counsel with a revised proposed order for the Court's consideration.

4. Debtors' Application, Pursuant To Section 327(A) Of The Bankruptcy Code And Bankruptcy Rule 2014, For An Order Authorizing The Retention And Employment Of Young Conaway Stargatt & Taylor, LLP As Conflicts Counsel For The Debtors, Nunc Pro Tunc To The Petition Date (Docket No. 104) (Filed 11/19/15)

Related

Documents:

a. First Supplemental Declaration Of Pauline K. Morgan In Support Of The Debtors' Application Pursuant To Section 327(a) Of The Bankruptcy Code And Bankruptcy Rule 2014 For An Order Authorizing The Retention And Employment Of Young Conaway Stargatt & Taylor, LLP As Conflicts Counsel For The Debtors Nunc Pro Tunc To The Petition Date (Docket No. 120) (Filed 12/4/15)

b. Certification of Counsel Regarding Order Authorizing The Retention And Employment Of Young Conaway Stargatt & Taylor, LLP As Conflicts Counsel For The Debtors, Nunc Pro Tunc To The Petition Date (Docket No. 125) (Filed: 12/7/15)

c. Proposed Order

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: The Debtors have received informal comments from the Office of the United States Trustee and have filed a Certification of Counsel with a revised proposed order for the Court's consideration.

5. Debtors' Application For An Order Authorizing Employment And Retention Of Prime Clerk LLC As Administrative Advisor Nunc Pro Tunc To The Petition Date (Docket No. 105) (Filed 11/19/15)

Related Documents:

- a. Supplemental Declaration Of Michael J. Frishberg In Support Of Debtors' Application For An Order Authorizing Employment And Retention Of Prime Clerk LLC As Administrative Advisor Nunc Pro Tunc To The Petition Date (Docket No. 118) (Filed 12/4/15)
- b. Certification of Counsel Regarding Debtors' Application For An Order Authorizing Employment And Retention Of Prime Clerk LLC As Administrative Advisor Nunc Pro Tunc To The Petition Date (Docket No. 127) (Filed: 12/7/15)
- c. Proposed Order

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

- a. Informal comments of the United States Trustee

Status: The Debtors have received informal comments from the Office of the United States Trustee and have filed a Certification of Counsel with a revised proposed order for the Court's consideration.

6. Debtors' Application For Order Pursuant To 11 U.S.C. §§ 327(A) And 329, Fed. R. Bankr. P. 2014 And 2016, And Del. Bankr. L.R. 2014-1 And 2016-1 Authorizing Employment And Retention Of Skadden, Arps, Slate, Meagher & Flom LLP And Affiliates As Bankruptcy Counsel Nunc Pro Tunc To The Petition Date (Docket No. 106) (Filed 11/19/15)

Related Documents:

- a. Certification of Counsel Regarding Debtors' Application For Order Pursuant To 11 U.S.C. §§ 327(a) And 329, Fed. R. Bankr. P. 2014 And 2016, And Del. Bankr. L.R. 2014-1 And 2016-1 Authorizing Employment And Retention Of Skadden,

Arps, Slate, Meagher & Flom LLP And Affiliates As Bankruptcy Counsel Nunc Pro Tunc To The Petition Date (Docket No. 128) (Filed: 12/7/15)

b. Proposed Order

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee and the Ad Hoc Group

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: The Debtors have received informal comments from the Office of the United States Trustee and have filed a Certification of Counsel with a revised proposed order for the Court's consideration.

III. UNCONTESTED MATTERS GOING FORWARD

7. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Order Under 11 U.S.C. §§ 105, 341 And 521, Fed. R. Bankr. P. 1007(c) And Local Rule 1007-1(b) (I) Extending Time For Debtors To File Their Schedules And Statements, (II) Permanently Waiving Requirement To File Same Upon Confirmation Of Debtors' Prepackaged Plan And (III) Directing The United States Trustee Not To Convene A 341 Meeting (Docket No. 86) (Filed 11/13/15)

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed: None.

Status: This matter is going forward.

8. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Interim And Final Orders (I) Authorizing (A) The Continued Use Of Existing Cash Management System, Bank Accounts, Business Forms, And Deposit And Investment Practices; (B) Payment Of Related Prepetition Obligations And (C) A Waiver Of Certain Operating Guidelines Relating To Bank Accounts; And (II) Authorizing Continued Engagement In, And Accordance Of Administrative Expense Priority Status To, Intercompany Transactions Pursuant To 11 U.S.C. §§ 105(a), 345, 363, And 503, Fed. R. Bankr. P. 6003 And 6004, And Del. Bankr. L.R. 2015-2 And 4001-3 (Docket No. 87) (Filed 11/13/15)

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: This matter is going forward.

9. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Interim And Final Orders Pursuant To 11 U.S.C. §§ 105(a), 363, 507(a), 541, 1107(a) And 1108, And Fed. R. Bankr. P. 6003 And 6004, To, Inter Alia, (I) Authorize, But Not Direct, The Debtors To Pay Prepetition Wages, Compensation And Employee Benefits; (II) Authorize, But Not Direct, The Debtors To Continue Certain Employee Benefit Programs In The Ordinary Course; (III) Direct All Banks To Honor Prepetition Checks For Payment Of Prepetition Employee Obligations; And (IV) Grant Other Related Relief (Docket No. 88) (Filed 11/13/15)

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: This matter is going forward.

10. Notice of Entry of Interim Order and Final Hearing Regarding Debtors' Motion For Interim And Final Orders Pursuant To 11 U.S.C. §§ 105(a), 363, 1107 And 1108, And Fed. R. Bankr. P. 6003, Authorizing The Debtors To Pay Prepetition Claims In Ordinary Course Of Business (Docket No. 90) (Filed 11/13/15)

Objection

Deadline: December 3, 2015 at 4:00 p.m. (Eastern), extended until December 4, 2015 for the United States Trustee

Objections/Responses Filed:

a. Informal comments of the United States Trustee

Status: This matter is going forward.

IV. CONTESTED MATTERS GOING FORWARD

11. Notice Of (I) Commencement Of Chapter 11 Cases; (II) Imposition Of Automatic Stay; And (III) Combined Hearing To (A) Approve Disclosure Statement And (B) Confirm The Prepackaged Joint Plan Of Reorganization For Millennium Lab Holdings II, LLC, et al. And Related Matters (Docket No. 91) (Filed 11/13/15)

Related Documents:

- a. Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC et al. (Docket No. 14) (Filed 11/10/15)
- b. Offering Memorandum And Solicitation For Out-Of-Court Transaction And Disclosure Statement For Prepackaged Plan Of Reorganization (Docket No. 15) (Filed 11/10/15)
- c. Declaration Of James Daloia Of Prime Clerk LLC Regarding The Solicitation Of Votes And Tabulation Of Ballots Cast On The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC, et al. (Docket No. 17) (Filed 11/10/15)
- d. Order Pursuant To 11 U.S.C. §§ 105, 365, 1125, 1126, 1128, And 1129 And Fed. R. Bankr. P. 2002, 3017, 3018, 3020, And 6004, And Del. Bankr. L.R. 3017-1 (I) Approving Procedures For Determining Adequacy Of Disclosure Statement And Considering Confirmation Of Plan; And (II) Scheduling Hearing On Assumption Order (Docket No. 60) (Filed 11/12/15)
- e. Notice Of Filing Of Plan Supplement For The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC, et al. (Docket No. 114) (Filed 11/25/15)
- f. Notice Of Filing Of Second Plan Supplement For The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC, et al. (Docket No. 115) (Filed 12/1/15)

Objection

Deadline: December 7, 2015 at 4:00 p.m. (Eastern) for objections to the Plan and Disclosure Statement, and to the assumption of the USA Settlement Agreements and the Restructuring Support Agreements; extended until December 7, 2015 at 7:00 p.m. (Eastern) for the U.S. Trustee; extended until December 7, 2015 for Allstate Insurance Company; extended until December 8, 2015 at 12:00 p.m. (Eastern) for the United States; extended until December 8, 2015 at 4:00 p.m. (Eastern) for Citibank, N.A., JPMorgan Chase Bank, N.A., Brandon Worley, Nick DePriest and Jason Bristol.

Briefing deadlines were December 4, 2015 for Voya Investment Management Co. LLC and Allstate Insurance Company, and December 7, 2015 for Debtors.

Objections/Responses Filed:

- a. Memorandum Of Law Of The Opt-Out Lenders In Opposition To (I) Approval Of The Disclosure Statement, (II) Approval Of The Class 2 Ballot, And (III) Confirmation Of The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, et al. (Docket No. 122) (Filed 12/4/15)
- b. TA Millennium, Inc. Joinder And Brief In Support Of Plan Confirmation And In Opposition To Voya's Plan Objection (Docket No. 124) (Filed 12/7/15)
- c. United States Trustee's Objection To Confirmation Of The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC, et al. (Docket No. 130) (Filed 12/7/15)
- d. Debtors' Response To Objection Of Voya To Confirmation Of Debtors' Chapter 11 Plan (Docket No. 131) (Filed 12/7/15)
- e. Compendium Of Unreported Authorities With Respect To Debtors' Response To Objection Of Voya To Confirmation Of Debtors' Chapter 11 Plan (Docket No. 132) (Filed 12/7/15)
- f. Declaration Of William Brock Hardaway In Support Of (I) Confirmation Of The Debtors' Plan And (II) Debtors' Response To Voya Objection To Confirmation Of Debtors' Chapter 11 Plan (Docket No. 133) (Filed 12/7/15)
- g. Declaration Of David S. Kurtz In Support Of (I) Confirmation Of The Debtors' Plan And (II) Debtors' Response To Voya Objection To Confirmation Of Debtors' Chapter 11 Plan (Docket No. 134) (Filed 12/7/15)
- h. Declaration Of David A. Aloise In Support Of Confirmation Of The Debtors' Chapter 11 Plan (Docket No. 135) (Filed 12/7/15)
- i. Joinder Of James Slattery In Support Of Confirmation Of The Prepackaged Joint Plan Of Reorganization Of Millennium Lab Holdings II, LLC, et al.(Docket No. 136) (Filed 12/7/15)

Status: This matter is going forward. In addition to seeking approval of the Disclosure Statement and confirmation of the Prepackaged Joint Plan of Reorganization, the Debtors will present an order approving the assumption of the USA Settlement Agreements and the Restructuring Support Agreement.

Dated: Wilmington, Delaware
December 8, 2015

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

/s/ Jason M. Liberi

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Proposed Counsel for Debtors and Debtors in Possession