

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

In re:)	Chapter 11
)	
MEDLY HEALTH INC., <i>et al.</i> , ¹)	Case No. 22-11257 (KBO)
)	
Debtors.)	(Joint Administration Requested)
)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR FIRST DAY
HEARING ON DECEMBER 13, 2022, AT 10:30 A.M. (PREVAILING EASTERN TIME)
BEFORE THE HONORABLE KAREN B. OWENS**

This remote hearing will be conducted entirely over Zoom.

Please Note: All individuals must register at least 2 hours prior to the hearing.

COURTCALL WILL NOT BE USED FOR THIS HEARING

Please use the following link to register for this hearing:

<https://debuscourts.zoomgov.com/meeting/register/vJItDoyoqjIqG4mX9jdWCN0hpR5VjppqocOg>

**After registering your appearance by Zoom, you will receive a confirmation email
containing information about joining the hearing.**

MATTERS GOING FORWARD:

1. Voluntary Chapter 11 Petitions
 - A. Medly Health Inc. [Case No. 22-11257, [Docket No. 1](#)].
 - B. Care Well Pharmacy Inc. [Case No. 22-11258, [Docket No. 1](#)].
 - C. Grubbs Care Pharmacy NW Inc. [Case No. 22-11259, [Docket No. 1](#)].

¹ The Debtors, along with the last four (4) digits of each Debtor's federal tax identification number are: Medly Health Inc. (3391); Care Well Pharmacy, Inc. (9048); Grubbs Care Pharmacy NW Inc. (0490); Marg Pharmacy, Inc. (5838); Medly Atlanta Inc. (7312); Medly Baltimore Inc. (2354); Medly Bedford Ave Pharmacy Inc. (3690); Medly Bristol Inc. (4556); Medly Bronx Inc. (4741); Medly Chicago Inc. (5231); Medly Dallas Inc. (7581); Medly DC Inc. (9403); Medly Enterprise LLC (8898); Medly Grand Central Inc. (1741); Medly Houston Inc. (7443); Medly Jersey City Inc. (5677); Medly Mail Service Pharmacy LLC (9203); Medly Miami Inc. (8101); Medly Orlando Inc. (7581); Medly Pharmacy Inc. (4606); Medly Pharmacy PA Inc. (8494); Medly Pittsburgh Inc. (8381); Medly Queens Inc. (9623); Medly Raleigh Inc. (5140); Medly San Antonio Inc. (9973); Medly Stamford Inc. (4966); Medly Tampa Inc. (5128); Medly UCHC Pharmacy Inc. (6672); Medly Utah Inc. (4648); Pharmaca Integrative Pharmacy, Inc. (0334); Tango340B LLC (4781); and West Campbell Pharmacy Inc. (2931). The Debtors' business address is 7088 Winchester Circle, Suite 100, Boulder CO 80301.

- D. Marg Pharmacy Inc. [Case No. 22-11260, [Docket No. 1](#)].
- E. Medly Atlanta Inc. [Case No. 22-11261, [Docket No. 1](#)].
- F. Medly Enterprise LLC [Case No. 22-11262, [Docket No. 1](#)].
- G. Medly Baltimore Inc. [Case No. 22-11263, [Docket No. 1](#)].
- H. Medly Queens Inc. [Case No. 22-11264, [Docket No. 1](#)].
- I. Medly Bedford Ave Pharmacy Inc. [Case No. 22-11265, [Docket No. 1](#)].
- J. Medly Grand Central Inc. [Case No. 22-11266, [Docket No. 1](#)].
- K. Medly Raleigh Inc. [Case No. 22-11267, [Docket No. 1](#)].
- L. Medly Bristol Inc. [Case No. 22-11268, [Docket No. 1](#)].
- M. Medly Bronx Inc. [Case No. 22-11269, [Docket No. 1](#)].
- N. Medly San Antonio Inc. [Case No. 22-11270, [Docket No. 1](#)].
- O. Medly Houston Inc. [Case No. 22-11271, [Docket No. 1](#)].
- P. Medly Chicago Inc. [Case No. 22-11272, [Docket No. 1](#)].
- Q. Medly Dallas Inc. [Case No. 22-11273, [Docket No. 1](#)].
- R. Medly Jersey City Inc. [Case No. 22-11274, [Docket No. 1](#)].
- S. Medly Stamford Inc. [Case No. 22-11275, [Docket No. 1](#)].
- T. Medly DC Inc. [Case No. 22-11276, [Docket No. 1](#)].
- U. Medly Orlando Inc. [Case No. 22-11277, [Docket No. 1](#)].
- V. Medly Tampa Inc. [Case No. 22-11278, [Docket No. 1](#)].
- W. Medly Mail Service Pharmacy LLC [Case No. 22-11279, [Docket No. 1](#)].
- X. Medly UCHC Pharmacy Inc. [Case No. 22-11280, [Docket No. 1](#)].
- Y. Medly Utah Inc. [Case No. 22-11281, [Docket No. 1](#)].
- Z. Medly Miami Inc. [Case No. 22-11282, [Docket No. 1](#)].
- AA. Medly Pharmacy Inc. [Case No. 22-11283, [Docket No. 1](#)].
- BB. Pharmaca Integrative Pharmacy Inc. [Case No. 22-11284, [Docket No. 1](#)].
- CC. Medly Pharmacy PA Inc. [Case No. 22-11285, [Docket No. 1](#)].
- DD. Tango340B LLC [Case No. 22-11286, [Docket No. 1](#)].
- EE. Medly Pittsburgh Inc. [Case No. 22-11287, [Docket No. 1](#)].
- FF. West Campbell Pharmacy Inc. [Case No. 22-11288, [Docket No. 1](#)].

First Day Declaration

1. Declaration of Richard Willis, in Support of Chapter 11 Petitions and First Day Relief [[Docket No. 3](#)].

Status: The Declaration will be relied upon as evidentiary support for the first day matters listed below. Mr. Willis will be available should the Court have any questions.

Administrative Motions

2. Debtors' Motion for Order Directing Joint Administration of Related Chapter 11 Cases for Procedural Purposes Only [[Docket No. 2](#)].

Status: This matter is going forward.

3. Debtors' Motion for Entry of an Order: (I) Authorizing the Debtor to (A) File a Consolidated List of Creditors in Lieu of Submitting a Separate Mailing Matrix for Each Debtor, (B) File a Consolidated List of the Debtors' Thirty Largest Unsecured Creditors, and (C) Redact Certain Personally Identifiable Information for Individual Creditors; and (II) Granting Related Relief [[Docket No. 4](#)].

Status: This matter is going forward.

4. Debtors' Application for Entry of an Order Appointing Epiq Corporate Restructuring, LLC as Claims and Noticing Agent Effective as of the Petition Date [[Docket No. 5](#)].

Status: This matter is going forward.

First Day Motions Pertaining to Operations

5. Debtors' Motion for Entry of an Order Authorizing Certain Procedures to Maintain Confidentiality of Patient Information as Required by Applicable Privacy Rules [[Docket No. 6](#)].

Status: This matter is going forward.

6. Debtors' Motion for Entry of Interim and Final Orders Authorizing the Debtors to (A) Continue Operating Cash Management System, (B) Honor Certain Prepetition Obligations Related Thereto, (C) Maintain Existing Business Forms, and (D) Granting Related Relief [[Docket No. 7](#)].

Status: This matter is going forward on an interim basis.

7. Debtors' Motion Seeking Entry of Interim and Final Orders (I) Authorizing, But Not Directing, the Debtors to (A) Pay Prepetition Employee Wages, Salaries, Other Compensation, and Reimbursable Employee Expenses and (B) Continue Employee Benefits Programs and (II) Granting Related Relief [[Docket No. 8](#)].

Status: This matter is going forward on an interim basis.

8. Debtors' Motion for Entry of Interim and Final Orders: (I) Authorizing the Payment of Certain Taxes and Fees; and (II) Granting Related Relief [[Docket No. 9](#)].

Status: This matter is going forward on an interim basis.

9. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue to Maintain Their Insurance Policies and Programs, (B) Honor all Insurance Obligations, (C) Renew, Amend, Supplement, Extend, or Purchase and Finance Insurance Policies and (II) Granting Related Relief [[Docket No. 10](#)].

Status: This matter is going forward on an interim basis.

10. Motion of the Debtors Pursuant to 11 U.S.C. §§ 105(a) and 366 and Fed. R. Bankr. P. 6003 and 6004 for Entry of Interim and Final Orders: (I) Approving Debtors' Proposed Form of Adequate Assurance of Payment to Utility Companies; (II) Establishing Procedures for Resolving Objections by Utility Companies; (III) Establishing Procedures for Resolving Objections by Utility Companies; (III) Prohibiting Utility Companies from [[Docket No. 11](#)].

Status: This matter is going forward on an interim basis.

11. Debtors' Motion for Order Pursuant to 11 U.S.C. §§ 105(a) and 363 Authorizing Debtors to Pay Prepetition Claims of Shippers and Warehousemen and Granting Related Relief [[Docket No. 12](#)].

Status: This matter is going forward.

12. Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to (A) Maintain and Administer Their Customer Programs and (B) Honor Certain Prepetition Obligations Related Thereto, and (II) Granting Relief [[Docket No. 13](#)].

Status: This matter is going forward.

13. Debtors' Motion for Entry of Interim and Final Orders Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364 and 507 (I) Authorizing Debtors to Obtain Secured Superpriority Postpetition Financing, (II) Granting Priming Liens and Superpriority Administrative Expenses Status, (III) Authorizing the Use of Cash Collateral, (IV) Granting Adequate Protection, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [[Docket No. 14](#)].

Status: This matter is going forward on an interim basis.

MATTERS PRESENTED FOR SCHEDULING PURPOSES:

14. Motion of the Debtors for Entry of Orders: (I)(A) Approving Bidding Procedures for the Sale of Substantially All of the Debtors' Assets, (B) Authorizing the Debtors to Enter Into Stalking Horse Agreement and to Provide Bid Protections Thereunder, (C) Scheduling an

Auction and Approving the Form and Manner of Notice Thereof, (D) Approving Assumption and Assignment Procedures and (E) Scheduling A Sale Hearing and Approving the Form and Manner of Notice Thereof; (II)(A) Approving the Sale of the Debtors' Assets Free and Clear of Liens, Claims, Interests and Encumbrances and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief [[Docket No. 15](#)].

Status: The Debtors will request that the Court schedule a hearing to consider approval of bidding procedures.

Dated: December 12, 2022

PACHULSKI STANG ZIEHL & JONES LLP

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