

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

In re:

Acerus Pharmaceuticals Corp., *et al.*,

Debtors in a foreign proceeding.¹

Chapter 15

Case No. 23-10111 (MFW)

(Joint Administration Requested)

NOTICE OF FIRST DAY HEARING

PLEASE TAKE NOTICE that on January 29, 2023 (the “**Petition Date**”), Acerus Pharmaceuticals Corporation, in its capacity as the duly-appointed foreign representative (the “**Foreign Representative**”) of the above-captioned debtors (collectively, the “**Debtors**”), filed voluntary petitions for relief under chapter 15 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “**Bankruptcy Code**”), for each of the Debtors with the Clerk of the United States Bankruptcy Court for the District of Delaware.

PLEASE TAKE FURTHER NOTICE that, together with their chapter 15 petitions, the Foreign Representative also filed the motions set forth below (collectively, the “**First Day Motions**”). A remote hearing to consider the First Day Motions (the “**First Day Hearing**”) will be held on **January 31, 2023, at 2:00 p.m. (Prevailing Eastern Time)**, before the Honorable Mary F. Walrath, United States Bankruptcy Court for the District of Delaware (the “**Court**”), located at 824 North Market Street, 5th Floor, Courtroom No. 4, Wilmington, Delaware 19801.

- *Motion of Authorized Foreign Representative for Order Directing Joint Administration of Chapter 15 Cases and Related Relief* [D.I. 3]
- *Motion for Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code* [D.I. 5]

¹ The Debtors in these chapter 15 proceedings, together with the last four digits of their business identification numbers are: Acerus Pharmaceuticals Corporation (6891); Acerus Biopharma Inc. (0687); Acerus Labs Inc. (0126); and Acerus Pharmaceuticals USA, LLC (9089). The location of the Debtors’ headquarters and the Debtors’ foreign representative is: 205-7025 Langer Drive, Mississauga, Ontario, Canada.

- *Motion for Order (A) Scheduling Hearing on Recognition of Chapter 15 Petitions and (B) Specifying Form and Manner of Service of Notice [D.I. 8]*

PLEASE TAKE FURTHER NOTICE that copies of the First Day Motions can be obtained for a fee through the Court's website at www.deb.uscourts.gov, or, upon request, from the undersigned counsel.

PLEASE TAKE FURTHER NOTICE that any and all objections to the First Day Motions may be made at the First Day Hearing.

Dated: January 30, 2023
Wilmington, Delaware

Respectfully submitted,

**BENESCH, FRIEDLANDER, COPLAN
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