

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

In re: MALLINCKRODT PLC, ¹ Reorganized Debtor.	Chapter 11 Case No. 20-12522 (JTD)
OPIOID MASTER DISBURSEMENT TRUST II, Plaintiff, vs. THESYS TECHNOLOGIES LLC., Defendant.	Adversary Proceeding No. 22-50435 (JTD)

DEFENDANT’S MOTION FOR SUMMARY JUDGMENT

1. Pursuant to Rule 56 of the Federal Rules of Civil Procedure, made applicable to this adversary proceeding under Rules 7001 and 7056 of the Federal Rules of Bankruptcy Procedure, Thesys Technologies LLC. (“Thesys”) moves for summary judgment. Thesys requests that this Court enter an order, substantially in the form attached hereto, granting summary judgment in favor of Thesys on the *Amended Complaint* [Adv. Dkt. 209] (the “Complaint”), and granting such other and further relief as is just and proper.

2. The reasons for the relief requested herein are set forth in the accompanying *Memorandum in Support of Defendant’s Motion for Summary Judgment* which is being filed concurrently herewith and is incorporated herein by reference. There are no material facts in dispute that would preclude the Court from granting summary judgment in favor of Thesys.

¹ The Reorganized Debtor in this chapter 11 case is Mallinckrodt plc (“Mallinckrodt”). On May 3, 2023, the Court entered an order closing the chapter 11 cases of the Reorganized Debtor’s debtor affiliates. A complete list of the debtor affiliates in these Chapter 11 cases may be obtained on the website of the Reorganized Debtor’s claims and noticing agent at <http://restructuring.ra.kroll.com/Mallinckrodt>. The Reorganized Debtor’s mailing address is 675 McDonnell Blvd., Hazelwood, Missouri 63042.

3. Pursuant to Rule 7012-1 of the Local Rules of Bankruptcy Practice and Procedure for the United States Bankruptcy Court for the District of Delaware, Thesys consents to the entry of a final order or judgment on the Motion by this Court if it is determined that the Court, absent consent of the parties, cannot enter a final order or judgment consistent with Article III of the United States Constitution.

WHEREFORE, Thesys respectfully requests that the Court enter the proposed order, substantially in the form attached hereto as **Exhibit A**, granting the Motion and entering summary judgment for Thesys on the Complaint and awarding such other and further relief as the Court deems just and proper.

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Dated: November 22, 2024
Wilmington, Delaware

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