

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT
IN AND FOR BREVARD COUNTY, FLORIDA**

IN RE:

AERION CORPORATION, a Delaware corporation, AERION TECHNOLOGIES CORPORATION, a Delaware corporation; AERION SUPERSONIC LLC, a Delaware limited liability company; AERION INTELLECTUAL PROPERTY MANAGEMENT CORPORATION, a Delaware corporation,

CASE NO. 05-2021-CA-037231

Assignors,

to

JOSEPH J. LUZINSKI,
an individual,

Assignee.

_____ /

**NOTICE OF ASSIGNMENT FOR THE BENEFIT OF CREDITORS,
NOTICE OF EXAMINATION OF CORPORATE REPRESENTATIVE,
AND NOTICE OF CLAIMS BAR DATE**

TO: ALL CREDITORS AND OTHER INTERESTED PARTIES:

1. **PLEASE TAKE NOTICE** that on or about July 16, 2021, Petitions were filed commencing Assignments for the Benefit of Creditors, pursuant to Chapter 727, Fla. Stat. (1997), by AERION CORPORATION, a Delaware corporation, AERION TECHNOLOGIES CORPORATION, a Delaware corporation; AERION SUPERSONIC LLC, a Delaware limited liability company; and AERION INTELLECTUAL PROPERTY MANAGEMENT CORPORATION, a Delaware corporation, as Assignors, with offices located at 100 Aerospace Drive, Unit 4, Melbourne, Florida 32901 in Brevard County, to Joseph J. Luzinski, Assignee, whose address is Joseph J. Luzinski, Assignee, c/o Development Specialists, Inc., 500 West Cypress Creek

Road, Suite 300, Fort Lauderdale, Florida 33309. The Petitions were filed in the Circuit Court of Brevard County.

2. **YOU ARE HEREBY FURTHER NOTICED** that pursuant to §727.105, Fla. Statutes, proceedings may not be commenced against the Assignee except as provided in Chapter 727, but nothing contained in this chapter affects any action or proceeding by a governmental unit to enforce such governmental unit's police or regulatory power. Except in the case of a consensual lienholder enforcing its rights in personal property or real property collateral, there shall be no levy, execution, attachment, or the like in respect of any judgment against assets of the estate, in the possession, custody or control of the Assignee.

3. **PLEASE TAKE NOTICE** that counsel for the Assignee will take the examination of an authorized corporate representative of the Assignor on **August 12, 2021 at 10:00am (eastern)** before an officer duly authorized to take depositions, via a remote platform, for the purposes of discovery and compliance with Florida Statute 727 and pursuant to the Florida Rules of Civil Procedure.

Any person wishing to attend the examination may obtain dial in instructions by contacting Sherrie McCoy at (407) 649-4000 or smmccoy@bakerlaw.com on or before 5:00pm EST on Tuesday, August 10, 2021.

4. **YOU ARE HEREBY FURTHER NOTIFIED** that in order to receive any dividend in this proceeding, you must file a Proof of Claim (a copy of which is enclosed) with the Assignee, via U.S. Mail to: Joseph J. Luzinski, Assignee, c/o Development Specialists, Inc., 500 West Cypress Creek Road, Suite 300, Fort Lauderdale, Florida 33309 on or before **November 15, 2021**.

DATED: July 30, 2021.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that on July 30, 2021, a true and correct copy of the foregoing was provided to BMC Group, which shall furnish copies of the foregoing to all creditors and interested parties and that a certificate of service reflecting the same shall be filed by the Assignee with the Clerk of the Court.

/s/ Tiffany Geyer

Elizabeth A. Green, Esq.

Florida Bar No. 0600547

Andrew V. Layden, Esq.

Florida Bar No. 086070

Tiffany Payne Geyer, Esq.

Florida Bar. No. 421448

BAKER & HOSTETLER LLP

200 S. Orange Ave.

SunTrust Center, Suite 2300

Orlando, FL 32801-3432

Tel: (407) 649-4000

Fax: (407) 841-0168

Attorneys for Joseph J. Luzinski, Assignee