

MAR 18 2015

Give Form to the requester. Do not send to the IRS.

Form **W-9**
(Rev. December 2014)
Department of the Treasury
Internal Revenue Service

**Request for Taxpayer
Identification Number and Certification**

BMC GROUP

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.
STATE OF ALABAMA, DEPT OF FINANCE, STATE COMPTROLLER'S OFFICE

2 Business name/disregarded entity name, if different from above
ALABAMA MEDICAID AGENCY

3 Check appropriate box for federal tax classification; check only one of the following seven boxes:
 Individual/sole proprietor or single-member LLC
 Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____
 Other (see instructions) ▶ **GOVERNMENT ENTITY**
 C Corporation
 S Corporation
 Partnership
 Trust/estate
Note. For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner.

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):
 Exempt payee code (if any) _____
 Exemption from FATCA reporting code (if any) _____
(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.)
501 DEXTER AVE PO BOX 5624

6 City, state, and ZIP code
MONTGOMERY AL 36103-5624

7 List account number(s) here (optional)

Requester's name and address (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

Social security number									
			-						
OR									
Employer identification number									
6	3	-	6	0	0	0	6	1	9

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

Sign Here Signature of U.S. person ▶ *Robert Kelly* Date ▶ *8/19/15*

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at www.irs.gov/fw9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding? on page 2.

By signing the filled-out form, you:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
- Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

IRS CIRCULAR 230 DISCLOSURE: TO ENSURE COMPLIANCE WITH REQUIREMENTS IMPOSED BY THE IRS, WE INFORM YOU THAT ANY U.S. FEDERAL TAX ADVICE CONTAINED IN THIS COMMUNICATION (INCLUDING ANY ATTACHMENT) IS NOT INTENDED OR WRITTEN BY US TO BE USED, AND CANNOT BE USED, (I) BY ANY TAXPAYER FOR THE PURPOSE OF AVOIDING TAX PENALTIES UNDER THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, OR (II) FOR PROMOTING, MARKETING OR RECOMMENDING TO ANOTHER PARTY ANY TRANSACTION OR MATTER ADDRESSED HEREIN.

March 4, 2016

To The Creditors of
Graceway Pharmaceuticals, LLC, *et al.*

RE: In re Graceway Pharmaceuticals, LLC, *et al.* (Case No. 11-13036 (KJC)): Tax Identification Number

Dear Creditor:

I am the Liquidating Trustee of the Graceway Liquidating Trust (the "Liquidating Trust"), a trust established for the benefit of the creditors of Graceway Pharmaceuticals, LLC and its affiliated debtors. This letter follows my letter dated December 31, 2016, in which I informed you that, as authorized by the United States Bankruptcy Court for the District of Delaware, the Liquidating Trust will soon make certain distributions to holders of allowed claims.

Before a distribution can be made, however, **the Liquidating Trust requires that you complete, sign and return the enclosed Form W-9, providing a valid Taxpayer Identification Number ("TIN").** The Liquidating Trust must obtain your TIN before it will make any distribution to you and **failure to respond may result in the loss of your entitlement to a distribution.** Please complete and sign/date the enclosed Form W-9 (or Form W-8BEN¹ for foreign claimholders) and return it by mail by no later than March 18, 2016 to:²

If by regular mail:	If by overnight mail:
BMC Group, Inc. Attn: Graceway Pharmaceuticals Claims Processing PO Box 90100 Los Angeles, CA 90009	BMC Group, Inc. Attn: Graceway Pharmaceuticals Claims Processing 300 N Continental Blvd #570 El Segundo, CA 90245

If the Liquidating Trust does not receive your W-9, we will consider your share of the funds available for distribution abandoned and exercise rights with respect to your share in accordance with the plan of liquidation confirmed in these bankruptcy cases.

If you have any questions regarding the claims reconciliation process, the anticipated distributions or the status of your claim(s), please contact my counsel, Stuart Brown, Esquire or Daniel Brogan, Esquire, at DLA Piper LLP (US) (302.468.5700).

Sincerely,

Kip Horton
Liquidating Trustee, Graceway Liquidating Trust



¹ Foreign claimholders who require either a Form W-8ECI or W-8EXP should go to www.irs.gov and download, complete, sign/date and return the applicable form.

² Domestic creditors are being provided with a self-addressed stamped envelope.
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