



Attn: Trading and Market Making/Legal and Compliance/Operations/Systems
UNIFORM PRACTICE ADVISORY (UPC # 04-11) January 25,2011
Middlebrook Pharmaceuticals, Inc (MBRKQ)

Notice has been received that the above Company's Joint Plan of Reorganization (Plan) filed under Chapter XI of the Federal Bankruptcy Code, became effective on January 3, 2011. Pursuant to the Modified Plan the Company's common stock was cancelled on January 3, 2011 (the "Record Date") and each share converted in to the right to receive the remaining cash in the bankruptcy estate, if any ("Holders of Allowed Interests"). Each Holder of Allowed Interests as of the Record Date will receive one or more pro rata distributions of the remaining Cash in the bankruptcy estate.

Members are reminded of their obligations under NASD Conduct Rule 2310 if they continue to engage in transactions in the above security after the effective date.

Members are further advised that deliveries in settlement of contracts in the OLD securities, which were executed prior to the announcement that the securities had been deemed worthless, shall be evidenced by either a) the OLD security; or b) a Letter of Indemnity which shall grant the purchaser any rights and privileges which might accrue to the holders of the physical securities. Such deliveries shall operate to close-out the contract and shall be settled at the existing contract price pursuant to Uniform Practice Code Rule 11530.

Questions regarding this notice should be directed to: FINRA Operations- 1-866-776-0800.