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

	)	Chapter 11
In re:	)	
CHIECOACTHEALTH CARE II.C. / 1	)	Case No. 21-11336 (KBO)
GULF COAST HEALTH CARE, LLC, et al., 1	)	Jointly Administered
Debtors.	)	Jointry Administered
Deotois.	)	Related to Docket Nos. 501, 577
	)	

## ORDER (I) ESTABLISHING ADMINISTRATIVE CLAIMS BAR DATE, (II) APPROVING FORM, MANNER, AND SUFFICIENCY OF NOTICE THEREOF, AND (III) APPROVING PROOF OF ADMINISTRATIVE CLAIM FORM

Upon the motion (the "Motion")<sup>2</sup> of the Debtors for entry of an order (this "Order"), (i) establishing a bar date for filing certain claims arising under Bankruptcy Code sections 503(b)(1) through (8) and 507(a)(2) (each, an "Administrative Claim"), (ii) approving the form, manner, and sufficiency of notice thereof, and (iii) approving a proof of administrative claim form, all as more fully set forth in the Motion; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and the matter being a core proceeding within the meaning of 28 U.S.C. § 157(b)(2); and venue of this proceeding and the Motion in this District being proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court being able to issue a final order consistent with Article III of the United States Constitution; and due and sufficient notice of the Motion having been given under the particular

The last four digits of Gulf Coast Health Care, LLC's federal tax identification number are 9281. There are 62 Debtors in these chapter 11 cases, which cases are being jointly administered for procedural purposes only. A complete list of the Debtors and the last four digits of their federal tax identification numbers are not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <a href="https://dm.epiq11.com/GulfCoastHealthCare">https://dm.epiq11.com/GulfCoastHealthCare</a>. The location of Gulf Coast Health Care, LLC's corporate headquarters and the Debtors' service address is 9511 Holsberry Lane, Suite B11, Pensacola, FL 32534.

<sup>&</sup>lt;sup>2</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion.

circumstances; and it appearing that no other or further notice is necessary; and it appearing that the relief requested in the Motion is in the best interests of the Debtors, their estates, their creditors, and other parties in interest; and after due deliberation thereon; and good and sufficient cause appearing therefor; it is hereby

## ORDERED, ADJUDGED, AND DECREED that:

- 1. The Motion is granted as set forth herein.
- 2. All persons and entities that hold or wish to assert Administrative Claims against the Debtors that may have arisen, accrued, or otherwise become due and payable at any time on or prior to December 1, 2021 are required to file with Epiq Corporate Restructuring, LLC ("Epiq") a completed and executed Proof of Administrative Claim Form, substantially in the form attached hereto as <a href="Exhibit 2">Exhibit 2</a>, on or before January 31, 2022 at 5:00 p.m. (ET) (the "Administrative Claims Bar Date")
- 3. Creditors holding or wishing to assert the following types of Administrative Claims against the Debtors need not file Proof of Administrative Claim Forms:
  - (a) Administrative Claims on account of which a request for payment of Administrative Claim already has been properly filed with Epiq, if such request clearly sets forth that such party is asserting an Administrative Claim and includes supporting documentation;
  - (b) Administrative Claims previously allowed or paid pursuant to an order of the Court;
  - (c) Administrative Claims asserted by professionals retained by the Debtors or the Committee, to the extent that such claims are for services performed and reimbursement of expenses incurred in the Chapter 11 Cases;
  - (d) Administrative Claims asserted by the Patient Care Ombudsman or professionals retained by the Patient Care Ombudsman, to the extent that such claims are for services performed and reimbursement of expenses incurred in the Chapter 11 Cases;

- (e) Administrative Claims asserted by the U.S. Trustee for statutory fees required to be paid by the Debtors;
- (f) Administrative Claims asserted by the Debtors' employees for wages, salaries, benefits, vacation time, or severance; and
- (g) Omega Administrative Claims (as defined under the RSA) asserted by any Omega Entity (as defined under the RSA).
- 4. Nothing in this Order shall extend the bar date for any claim that was required to be filed on or prior to the Bar Dates established in the Bar Date Order. More specifically, the Administrative Claims Bar Date shall not apply to, and shall not extend, the previously-established bar dates for filing any claims arising under Bankruptcy Code section 503(b)(9).
- 5. Any entity filing Proof of Administrative Claim Forms against more than one Debtor must file a separate Proof of Administrative Claim Form for each Debtor on or before the Administrative Claims Bar Date. In addition, any entity filing a Proof of Administrative Claim Form must identify the particular Debtor against which the claim is asserted. Proof of Administrative Claim Forms listing no reference to a particular Debtor or listing multiple Debtors shall be deemed filed against Gulf Coast Health Care, LLC, Case No. 21-11336 (KBO).
- 6. The Debtors shall serve the Administrative Claims Bar Date Notice, substantially in the form attached hereto as **Exhibit 1**, and the Proof of Administrative Claim Form, substantially in the form attached hereto as **Exhibit 2**, by first-class mail on or before three business days after entry of this Order on all persons and entities holding potential Administrative Claims against the Debtors that may be subject to the Administrative Claims Bar Date.
- 7. All Proofs of Administrative Claim mailed or delivered to Epiq will be deemed timely filed only if <u>actually received</u> by Epiq on or before the Administrative Claims Bar Date either by: (i) mailing the Proof of Administrative Claim Form by regular mail to Gulf Coast

Health Care, LLC Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, P.O. Box 4419, Beaverton, OR 97076-4419, (ii) delivering such original Proof of Administrative Claim Form by overnight mail, courier service, hand delivery, or in person to Gulf Coast Health Care, LLC Claims Processing Center, c/o Epiq Corporate Restructuring, LLC, 10300 SW Allen Blvd., Beaverton, OR 97005; or (iii) completing the electronic Proof of Administrative Claim Form (an "Electronic Proof of Administrative Claim") available at <a href="https://dm.epiq11.com/GulfCoastHealthCare">https://dm.epiq11.com/GulfCoastHealthCare</a>. Proof of Administrative Claim Forms shall not be submitted by facsimile, telecopy, e-mail, or other electronic means (except for an Electronic Proof of Administrative Claim), and forms submitted by such means shall not be deemed timely filed.

- 8. Any person or entity that is required to file a Proof of Administrative Claim Form in the form and manner specified in this Order and that fails to do so on or before the Administrative Claims Bar Date: (i) shall be forever barred, estopped, and enjoined from asserting such claim against the Debtors, their estates, or the property of any of them, or thereafter filing a Proof of Administrative Claim Form with respect thereto in the Chapter 11 Cases; and (ii) shall not receive or be entitled to receive any payment or distribution of property from the Debtors or their successors or assigns with respect to such claim.
- 9. Notwithstanding anything to the contrary in this Order, the Omega Entities (as defined in the RSA) shall have no obligation to file a Proof of Administrative Claim with respect to the Omega Administrative Claims (as defined in the RSA).
- 10. Notification of the relief granted in this Order as provided herein is fair, reasonable, and approved, and will provide good, sufficient, and proper notice to creditors of

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their obligations in connection with Administrative Claims they may have against any of the

Debtors in the Chapter 11 Cases.

11. Nothing in this Order shall prejudice the Debtors' right to object to any claim,

whether filed or scheduled, on any ground; to dispute or assert offsets against or defenses to any

claim, whether filed or scheduled, as to amount, nature, classification, characterization, or

otherwise; or to subsequently designate any claim as contingent, unliquidated, or disputed.

12. Nothing in this Order shall limit, abridge, or otherwise affect the Debtors' right to

request that the Court fix a date by which the holder of a claim that is specifically excluded from

the requirements to file such a claim by this Order must file such claim with the Court.

13. The Debtors are authorized to take all actions necessary to implement the relief

granted in this Order.

14. The Court retains exclusive jurisdiction with respect to all matters arising from or

related to the implementation, interpretation, or enforcement of this Order.

Dated: December 16th, 2021 Wilmington, Delaware

KAREN B. OWENS

UNITED STATES BANKRUPTCY JUDGE

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