

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
GREENSBORO DIVISION

In Re:	)	CASE NO. 20-10247
	)	
Randolph Hospital, Inc. d/b/a Randolph	)	CHAPTER 11
Health,	)	
	)	
Debtors. <sup>1</sup>	)	

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**SECOND MOTION FOR ENTRY OF AN ORDER GRANTING THE DEBTORS  
ADDITIONAL TIME WITHIN WHICH TO FILE SCHEDULES, STATEMENTS OF  
FINANCIAL AFFAIRS, AND CERTAIN LISTS REQUIRED BY BANKRUPTCY RULE  
1007(c)**

Randolph Hospital, Inc. d/b/a Randolph Health and certain of its affiliates ("Randolph" or the "Debtors"), the above-captioned debtors in possession, hereby file this motion (the "Motion") seeking entry of an order, in substantially the form attached hereto as **Exhibit A**, granting the Debtors additional time within which to file their respective schedules of assets and liabilities, statements of financial affairs, and certain lists required by Rule 1007(c) of the Federal Rules of Bankruptcy Procedure ("Bankruptcy Rules"). In support of this Motion, the Debtors respectfully submit the following:

**JURISDICTION AND VENUE**

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and Local Civil Rule 83.11, M.D.N.C. This Motion is a core proceeding pursuant to 28 U.S.C. § 157(b)(2)(A).

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<sup>1</sup> The Debtors in this case, along with each Debtor's case number, are: Randolph Hospital, Inc. d/b/a Randolph Health, Case No. 20-10247; Randolph Specialty Group Practice, Case No. 20-10248; and MRI of Asheboro, LLC d/b/a Randolph MRI Center, Case No. 20-10249. These Chapter 11 cases have been consolidated for procedural purposes and are being jointly administered pursuant to an Order entered in each case on March 12, 2020.

2. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

3. The statutory basis for the relief requested herein is § 105(a) of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code").

### **PROCEDURAL HISTORY**

4. On March 6, 2020 (the "Petition Date"), each of the Debtors filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code, thereby commencing the above-captioned bankruptcy cases (the "Chapter 11 Cases").

5. Since the Petition Date, the Debtors have continued to operate and manage their business as debtors in possession pursuant to §§ 1107(a) and 1108 of the Bankruptcy Code. No request for the appointment of a trustee or examiner has been made in the Chapter 11 Cases.

### **RELIEF REQUESTED**

6. The Debtors seek entry of an order, pursuant to Bankruptcy Rules 1007(c) and 9006(b), extending the time for them to file their schedules of assets and liabilities, statements of financial affairs, and certain lists required by Bankruptcy Rule 1007 (c) (collectively, the "Schedules and Statements") for an additional fifteen (15) days up to and including May 4, 2020, without prejudice to the Debtors' ability to request additional time, should it become necessary.

### **BASIS FOR RELIEF REQUESTED**

7. Section 521(a)(1) of the Bankruptcy Code and Bankruptcy Rule 1007(b) mandate that a debtor must file with the court the Schedules and Statements. See 11 U.S.C. § 521(a)(1); Fed. R. Bankr. P. 1007(b). In a voluntary case, Bankruptcy Rule 1007(c) allows a debtor to file its Schedules and Statements within fourteen (14) days of the Petition Date. See Fed. R. Bankr. P. 1007(c).

8. The Debtors have thousands of potential creditors. Further, the conduct and operation of the Debtors' business operations requires the Debtors to maintain voluminous books and records and complex accounting systems. Given the size and complexity of their business operations, and the number of creditors, the Debtors have begun, but have not yet finished, compiling the information required to complete the Schedules and Statements.

9. Due to the outbreak of COVID-19, limited staff are available to perform the internal review of the Debtors' business affairs that is necessary to accurately complete the Schedules and Statements. In light of these events, the Debtors submit that a fifteen (15) day extension of time to file the Schedules and Statements is necessary and appropriate.

10. The Debtors respectfully submit that the size and complexity of their business and the volume of material that must be compiled and reviewed by the Debtors' limited staff and its professionals provides "cause" to justify the requested extension of time for filing the Schedules and Statements pursuant to Bankruptcy Rule 9006(b).

11. Accordingly, the Debtors request an extension of fifteen (15) days up to and including May 4, 2020 to file the Schedules and Statements. The Debtors request that such extension be without prejudice to their right to seek further extensions of this deadline from the Court, or to seek a waiver of the requirement for filing certain schedules. Additionally, the Debtors will work with the Bankruptcy Administrator for the Middle District of North Carolina and counsel for the official creditors' committee to make available sufficient financial data and creditor information to permit an initial section 341 meeting to be timely held.

12. Counsel for the Bankruptcy Administrator consents to the requested continuance.

**NOTICE**

13. Notice of this Motion has been provided pursuant to the Order Implementing Certain Notice and Case Management Procedures [DE 69].

WHEREFORE, the Debtors respectfully request that the Court enter an order, in substantially the form attached hereto as **Exhibit A**, (i) extending the time for them to file their Schedules and Statements for an additional fifteen (15) days up to and including May 4, 2020 to file their Schedules and Statements and (ii) granting such other and further relief to which the Debtor may be justly entitled.

Dated: April 13, 2020

**HENDREN, REDWINE & MALONE, PLLC**

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**EXHIBIT A**

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
GREENSBORO DIVISION

In Re:	)	CASE NO. 20-10247
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Randolph Hospital, Inc. d/b/a Randolph	)	CHAPTER 11
Health,	)	
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**ORDER GRANTING THE DEBTORS ADDITIONAL TIME  
TO FILE SCHEDULES AND STATEMENTS**

Upon the motion (the "Motion")<sup>2</sup> of Randolph Hospital, Inc. d/b/a Randolph Health and certain of its affiliates ("Randolph" or the "Debtors"), the above-captioned debtors in possession, for entry of an order granting the Debtors additional time within which to file schedules of assets and liabilities, statements of financial affairs, and certain lists required by 11 U.S.C. § 521(a)(1) and Bankruptcy Rule 1007(c); and it appearing that the relief requested herein is in the best

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<sup>1</sup> The Debtors in this case, along with each Debtor's case number, are: Randolph Hospital, Inc. d/b/a Randolph Health, Case No. 20-10247; Randolph Specialty Group Practice, Case No. 20-10248; and MRI of Asheboro, LLC d/b/a Randolph MRI Center, Case No. 20-10249. These Chapter 11 cases have been consolidated for procedural purposes and are being jointly administered pursuant to an Order entered in each case on March 12, 2020.

<sup>2</sup> All capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.

interests of the Debtors' estates, their creditors and other parties in interest; and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and it appearing that this proceeding is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that venue of this proceeding is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that notice of the Motion and opportunity for a hearing on the Motion was appropriate under the circumstances and that no other or further notice with respect to the Motion need be given; and after due deliberation and sufficient cause appearing therefore, it is HEREBY ORDERED:

1. The Motion is granted in its entirety.
2. The Debtors are granted an extension of fifteen (15) days, up to and including May 4, 2020 to file the Schedules and Statements.
3. Such extension is without prejudice to the Debtors' rights to file a motion seeking a further extension of the time to file the Schedules and Statements.
4. The Debtors are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Motion.
5. Notwithstanding the possible applicability of Bankruptcy Rules 6004, 7062 and 9014, or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
6. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).
7. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

8. The Debtors are directed to serve a copy of this Order on parties as required by the Order Implementing Certain Notice and Case Management Procedures [DE 69] within three (3) days of entry of this Order and to file a certificate of service with the Clerk of Court.

END OF DOCUMENT