

United States Bankruptcy Court  
Middle District of North CarolinaIn re:  
Randolph Hospital, Inc.  
DebtorCase No. 20-10247-lmj  
Chapter 11**CERTIFICATE OF NOTICE**

District/off: 0418-2

User: admin  
Form ID: pdf014Page 1 of 4  
Total Noticed: 60

Date Rcvd: Sep 04, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 06, 2020.

db  
aty  
+Randolph Hospital, Inc., P.O. Box 1048, Asheboro, NC 27204-1048  
+McGuireWoods, LLP, Attn: Scott P. Vaughn, 201 North Tryon Street, Suite 3000, Charlotte, NC 28202-2146  
+ACCUSITE SURGICAL SERVICES INC., 700 OAK STREET, GAINESVILLE, CA 30501-3510  
+BIOMERIEUX, INC., 100 RODOLPHE STREET, DURHAM, NC 27712-9402  
+BOSTON SCIENTIFIC CORPORATION, PO BOX 786205, PHILADELPHIA, PA 19178-6205  
+BRANCH BANKING AND TRUST CO AS CUSTODIAN, BB&T INSTITUTIONAL SERVICES TRUST OPS, 223 W. NASH ST., WILLSON, NC 27893-3801  
+BROOKS, PIERCE, MCLENDON, HUMPHREY & LEONARD, LLP, ATTN: JAMEY M. LOWDERMILK, JEFFREY E. OL, P.O. BOX 26000, GREENSBORO, NC 27420-6000  
+BUCHALTER, A PROFESSIONAL CORPORATION, ATTN: JEFFREY K. GARFINKLE, ESQ., 18400 VON KARMAN AVENUE, SUITE 800, IRVINE, CA 92612-0514  
cr  
+Broyhill Asheboro ASC, LLC, Troutman Sanders LLP, 301 S College St, Suite 3400, Charlotte, NC 28202-0902  
+CANOPY PARTNERS, INC., 1331 N ELM STREET STE 200, GREENSBORO, NC 27401-6304  
+CARDINAL HEALTH 200, INC, 1430 WAUGEKAN RD, MCGAW PARK, IL 60085-6787  
+CENTRAL CAROLINA SURGERY, PA., 1002 NORTH CHURCH STREET, SUITE 302, GREENSBORO, NC 27401-1449  
+DEPUY ORTHO - JOHNSON & JOHNSON, 700 ORTHOPAEDIC DRIVE, WARSAW, IN 46582-3900  
+DUKE ENERGY PROGRESS INC, P.O. BOX 1003, CHARLOTTE, NC 28201-1003  
op  
cr  
+Epiq Corporate Restructuring, LLC, 777 Third Avenue, 12th Floor, New York, NY 10017-1302  
+Flagship Asheboro ASC, LLC, Troutman Sanders LLP, 301 S College St, Suite 3400, Charlotte, NC 28202-0902  
+HEALOGICS WOUND CARE HYPERBARIC, P.O. BOX 551187, JACKSONVILLE, FL 32255-1187  
+HOWMEDICA OSTEONICS CORPORATION, AKA STRYKER ORTHOPAEDICS, 325 CORPORATE DRIVE, MAHWAH, NJ 07430-2006  
+KEMBERTON HEALTHCARE SERVICES LLC, 501 CORPORATE CENTRE DRIVE, STE 600, FRANKLIN, TN 37067-2784  
LABORATORY CORPORATION OF AMERICA, P.O. BOX 65123, CHARLOTTE, NC 28265  
+MCGUIREWOODS LLP, ATTN: BRITT RICKS, 201 NORTH TRYON STREET, SUITE 3000, CHARLOTTE, NC 28202-2146  
+MCKESSON CORPORATION, 2975 EVERGREEN DRIVE, DULUTH, GA 30096-5888  
+MEDTRONIC, INC., SPINAL AND BIOLOGICS DIVISION, 2600 SOFAMOR DANEK DRIVE, MEMPHIS, TN 38132-1719  
cr  
+Magan Nance Kale, c/o Charles G. Monnett III & Associates, 6842 Morrison Blvd., Suite 100, Charlotte, NC 28211-3500  
+NELSON MULLINS RILEY & SCARBOROUGH L.L.P., ATTN: TERRI L. GARDNER, ESQUIRE, GLENLAKE ONE, SUITE 200, 4140 PARKLAKE AVENUE, RALEIGH, NC 27612-3723  
+NORTH CAROLINA DEPARTMENT OF REVENUE, 501 N WILMINGTON ST, RALEIGH, NC 27604-8002  
NORTH CAROLINA DEPT HEALTH & HUMAN SVCS, DIVISION OF MEDICAL ASSISTANCE, ATTN: GENERAL COUNSEL, 2001 MAIL SERVICE CENTER, RALEIGH, NC 27699-2001  
+ORGANOGENESIS, INC., 150 DAN ROAD, CANTON, RI 02021-2820  
+OSIRIS THERAPEUTICS, INC., 7015 ALBERT EINSTEIN DRIVE, COLUMBIA, MD 21046-1707  
crcm  
+Official Committee of Unsecured Creditors, Rayford K. Adams III, 110 Oakwood Drive, Suite 500, Winston-Salem, NC 27103-1958  
+NENSION BENEFIT GUARANTY CORPORATION, P.O. BOX 151750, ALEXANDRIA, VA 22315-1750  
+PREMIER, INC., ATTN: LAURI BINI, CORPORATE COUNSEL, 13034 BALLANTYNE CORP PLACE, 3RD FLOOR, CHARLOTTE, NC 28277-1498  
cr  
+Penny L Staley, 7B Corporate Center Court, Greensboro, NC 27408-3839  
cr  
+Roger David Berliner, 1063 Snowdon Ct, Asheboro, NC 27203-4055  
SANOFI PASTEUR INC, DISCOVERY DRIVE, SWIFTWATER, PA 18370  
+STERIS INSTRUMENT MANAGEMENT SERVICES, 3316 2ND AVE NORTH, BIRMINGHAM, AL 35222-1214  
+STRYKER INSTRUMENTS CORPORATION, 2825 AIRVIEW BLVD, KALAMAZOO, MI 49002-1802  
+THE MOSES H. CONE MEMORIAL HOSPITAL, 1200 N ELM STREET, GREENSBORO, NC 27401-1020  
+TRIMEDX INC, 5451 LAKEVIEW PARKWAY S DRIVE, INDIANAPOLIS, IN 46268-4115  
+TROUTMAN SANDERS LLP, ATTN: AMY PRITCHARD WILLIAMS, 301 SOUTH COLLEGE STREET, SUITE 3400, CHARLOTTE, NC 28202-0902  
+TUGGLE DUGGINS P.A., ATTN: JENNIFER P. HIMES, ESQ., 100 N. GREENE STREET, SUITE 600 (27401), PO BOX 2888, GREENSBORO, NC 27402-2888  
cr  
+The Dava Foundation Inc., 4000 Hillsboro Pike, Suite 501, Nashville, TN 37215-3132  
intp  
+The Moses H. Cone Memorial Hospital Operating Corp, Waldrep LLP, 101 S. Stratford Road, Suite 210, Winston-Salem, NC 27104-4224  
+U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES, OFFICE OF THE GENERAL COUNSEL, ATTN: GENERAL COUNSEL, THE HUBERT H. HUMPHREY BUILDING, 200 INDEPENDENCE AVENUE S.W., WASHINGTON, DC 20201-0004  
+UNC HOSPITALS, PATIENT ACCOUNT SERVICES, ATTN: BANKRUPTCY COORDINATOR, 211 FRIDAY CENTER DRIVE, CHAPEL HILL, NC 27517-9499  
+UNC PHYSICIANS & ASSOCIATES, ATTN: BANKRUPTCY COORDINATOR, P.O. BOX 168, CHAPEL HILL, NC 27514-0168  
+US ATTORNEY FOR THE MIDDLE DIST OF NC, ATTN MATTHEW G.T. MARTIN, 101 SOUTH EDGEWORTH STREET, 4TH FLOOR, GREENSBORO, NC 27401-6045  
+VIRTUAL NEUROLOGY LLC, 9110 COLLEGE POINTE CT, FORT MYERS, FL 33919-3244

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Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center (continued)

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

- +E-mail/Text: bankruptcy@redcross.org Sep 04 2020 18:44:32 AMERICAN RED CROSS,  
P.O. BOX 905890, CHARLOTTE, NC 28290-5890
- E-mail/Text: thaskins@arthrex.com Sep 04 2020 18:44:13 ARTHREX, INC., 1370 CREEKSIDE BLVD,  
NAPLES, FL 34108-1945
- +E-mail/Text: sbse.cio.bnc.mail@irs.gov Sep 04 2020 18:44:00 INTERNAL REVENUE SERVICE,  
DEPARTMENT OF THE TREASURY, 1500 PENNSYLVANIA AVENUE NW, WASHINGTON, DC 20220-0002
- +E-mail/Text: bkrnotice@prgmail.com Sep 04 2020 18:44:24 JON BARRY & ASSOCIATES, INC.,  
216 LE PHILLIP CT., CONCORD, NC 28025-2954
- E-mail/Text: cmclennan@ncdoj.gov Sep 04 2020 18:44:14 N.C. DEPARTMENT OF JUSTICE,  
ATTN: KATHERINE M. MCCRAW, ASST ATTORNEY, POST OFFICE BOX 629, RALEIGH, NC 27602-0629
- +E-mail/Text: cmclennan@ncdoj.gov Sep 04 2020 18:44:14 N.C. DEPARTMENT OF JUSTICE,  
ATTN: JENNIFER T. HARROD, SPECIAL DEPUTY ATTORNEY GENERAL, POST OFFICE BOX 629,  
RALEIGH, NC 27602-0629
- intp +E-mail/Text: cmclennan@ncdoj.gov Sep 04 2020 18:44:14 North Carolina Department of Justice,  
Post Office Box 629, Raleigh, NC 27602-0629
- E-mail/Text: bncctnotifications@pbgc.gov Sep 04 2020 18:43:48  
PENSION BENEFIT GUARANTY CORPORATION, ATTN: WILLIAM H.T. RICE, ATTORNEY,  
OFFICE OF THE GENERAL COUNSEL, 1200 K STREET, N.W., WASHINGTON, DC 20005-4026
- +E-mail/Text: atlanta.bnc@ssa.gov Sep 04 2020 18:44:33 SOCIAL SECURITY ADMINISTRATION,  
OFFICE OF THE GEN COUNSEL, REGION IV, 61 FORSYTH STREET, SW STE 20T45,  
ATLANTA, GA 30303-8920
- E-mail/Text: atlreorg@sec.gov Sep 04 2020 18:44:14 U.S. SECURITIES AND EXCHANGE COMMISSION,  
OFFICE OR REORGANIZATION, 950 EAST PACES FERRY ROAD, SUITE 900, ATLANTA, GA 30326-1382
- +E-mail/Text: bankruptcyecf.shared@usfoods.com Sep 04 2020 18:44:32 US FOODS INC,  
9399 W HIGGINS ROAD, SUITE 500, ROSEMONT, IL 60018-4992
- E-mail/Text: cbecker@versalushealth.com Sep 04 2020 18:43:54 VERSALUS HEALTH, LLC,  
17 CAMPUS BOULEVARD, SUITE 200, NEWTOWN SQUARE, PA 19073

TOTAL: 12

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

- cr Banc of America Leasing & Capital, LLC
- cr Bank of America, N.A.
- cr CIGNA Healthcare of North Carolina, Inc.
- cr Central Carolina Surgery, P.A.
- cr Cigna Health and Life Insurance Company
- op Houlihan Lokey Captial, Inc.
- op Jarrard Cate & Hancock, Inc.
- cr McKesson Corporation, on behalf of itself and cert
- ombh Melanie L. Cyganowski
- cr NC Department of Health and Human Services, Divisi
- sp Otterbourg P.C.
- cr PISHKO, DAVID, GAL for MSJ
- cr Pension Benefit Guaranty Corporation
- cr Randolph County Board of Commissioners and City of
- \* INTERNAL REVENUE SERVICE, P.O. BOX 7346, PHILADELPHIA, PA 19101-7346
- \* +MCGUIREWOODS LLP, ATTN: SCOTT P. VAUGHN, 201 NORTH TRYON STREET, SUITE 3000,  
CHARLOTTE, NC 28202-2146

TOTALS: 14, \* 2, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Sep 06, 2020

Signature: /s/Joseph Speetjens

**CM/ECF NOTICE OF ELECTRONIC FILING**

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 4, 2020 at the address(es) listed below:

Amy Pritchard Williams on behalf of Creditor Broyhill Asheboro ASC, LLC  
amy.williams@troutmansanders.com, meredith.haggerty@troutman.com

Amy Pritchard Williams on behalf of Creditor Flagship Asheboro ASC, LLC  
amy.williams@troutmansanders.com, meredith.haggerty@troutman.com

Andrew Howard Sherman on behalf of Creditor Committee Official Committee of Unsecured Creditors asherman@sillscummis.com

B. Chad Ewing on behalf of Creditor CIGNA Healthcare of North Carolina, Inc.  
chad.ewing@wbd-us.com, jane.avery@wbd-us.com

B. Chad Ewing on behalf of Creditor Cigna Health and Life Insurance Company  
chad.ewing@wbd-us.com, jane.avery@wbd-us.com

Benjamin E.F.B. Waller on behalf of Debtor Randolph Hospital, Inc. bwaller@hendrenmalone.com,  
jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Benjamin E.F.B. Waller on behalf of Debtor Randolph Specialty Group Practice  
bwaller@hendrenmalone.com, jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Boris I. Mankovetskiy on behalf of Creditor Committee Official Committee of Unsecured Creditors bmankovetskiy@sillscummis.com, asherman@sillscummis.com

Christine L. Myatt on behalf of Creditor Randolph County Board of Commissioners and City of Asheboro cmyatt@nexsenpruet.com, Dwilliams@nexsenpruet.com

Dylan Gillespie Trache on behalf of Debtor Randolph Hospital, Inc.  
dylan.trache@nelsonmullins.com, dylan.trache@nelsonmullins.com

Dylan Gillespie Trache on behalf of Debtor Randolph Specialty Group Practice  
dylan.trache@nelsonmullins.com, dylan.trache@nelsonmullins.com

Ethridge B Ricks on behalf of Creditor Banc of America Leasing & Capital, LLC  
bricks@mcguirewoods.com

Ethridge B Ricks on behalf of Creditor Bank of America, N.A. bricks@mcguirewoods.com

Ethridge B Ricks on behalf of Creditor BANK OF AMERICA, N.A. bricks@mcguirewoods.com

Graham S. Mitchell on behalf of Debtor Randolph Hospital, Inc.  
graham.mitchell@nelsonmullins.com, graham.mitchell@nelsonmullins.com

Graham S. Mitchell on behalf of Debtor Randolph Specialty Group Practice  
graham.mitchell@nelsonmullins.com, graham.mitchell@nelsonmullins.com

James R. Kelley on behalf of Creditor The Dava Foundation Inc. jkelley@nealharwell.com

Jamey M. Lowdermilk on behalf of Creditor McKesson Corporation, on behalf of itself and certain corporate affiliates jlowdermilk@brookspierce.com, nrouth@brookspierce.com

Jason L. Hendren on behalf of Debtor Randolph Hospital, Inc. jhendren@hendrenmalone.com,  
jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Jason L. Hendren on behalf of Debtor Randolph Specialty Group Practice  
jhendren@hendrenmalone.com, jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Jeffrey Garfinkle on behalf of Creditor McKesson Corporation, on behalf of itself and certain corporate affiliates jgarfinkle@buchalter.com,  
dcyrankowski@buchalter.com;docket@buchalter.com

Jeffrey E. Oleynik on behalf of Creditor McKesson Corporation, on behalf of itself and certain corporate affiliates joleynik@brookspierce.com, nrouth@brookspierce.com

Jennifer Barker Lyday on behalf of Interested Party The Moses H. Cone Memorial Hospital Operating Corporation notice@waldrepllp.com, 6176@notices.nextchapterbk.com

Jennifer Powers Himes on behalf of Creditor Central Carolina Surgery, P.A.  
jhimes@tuggleduggins.com, dcompton@tuggleduggins.com;kredman@tuggleduggins.com

Jennifer T. Harrod on behalf of Interested Party North Carolina Department of Justice  
jharrod@ncdoj.gov, jharrod@ncdoj.gov

Jody Bedenbaugh on behalf of Debtor Randolph Hospital, Inc. jody.bedenbaugh@nelsonmullins.com

Jody Alan Bedenbaugh on behalf of Debtor Randolph Specialty Group Practice  
jody.bedenbaugh@nelsonmullins.com, linnea.hann@nelsonmullins.com

John Kenneth Moser on behalf of Creditor PISHKO, DAVID, GAL for MSJ  
surmonsj@comerfordtriallawyers.com

John Paul H. Cournoyer on behalf of Creditor The Dava Foundation Inc. jpc@nbfirm.com,  
jla@nbfirm.com;NC22@ecfcbis.com;sks@nbfirm.com

Katherine M. McCraw on behalf of Creditor NC Department of Health and Human Services, Division of Health Benefits kmccraw@ncdoj.gov,  
kchadwick@ncdoj.gov;etant@ncdoj.gov;lbulls@ncdoj.gov

Lauren Newton on behalf of Creditor Magan Nance Kale lnewton@carolinalaw.com

Melanie Louise Cyganowski on behalf of Health Care Ombudsman Melanie L. Cyganowski  
mcyganowski@otterbourg.com

Melanie Louise Cyganowski on behalf of Special Counsel Otterbourg P.C.  
mcyganowski@otterbourg.com

Phyllis Lile-King on behalf of Creditor Penny L Staley plile-king@pckb-law.com

Rayford K. Adams, III on behalf of Creditor Committee Official Committee of Unsecured Creditors RKAdams@spilmanlaw.com, cpeterson@spilmanlaw.com

Rebecca F. Redwine on behalf of Debtor Randolph Specialty Group Practice  
rredwine@hendrenmalone.com, jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Rebecca F. Redwine on behalf of Debtor Randolph Hospital, Inc. rredwine@hendrenmalone.com,  
jgorman@hendrenmalone.com;ashave@hendrenmalone.com

Scott P. Vaughn on behalf of Creditor Bank of America, N.A. svaughn@mcguirewoods.com

Stephen Montgomery on behalf of Creditor The Dava Foundation Inc. smontgomery@nealharwell.com

Terri L. Gardner on behalf of Debtor Randolph Hospital, Inc. terri.gardner@nelsonmullins.com,  
karie.rankine@nelsonmullins.com

Thomas W. Waldrep, Jr. on behalf of Interested Party The Moses H. Cone Memorial Hospital Operating Corporation notice@waldrepllp.com, 8898@notices.nextchapterbk.com

William H.T. Rice on behalf of Creditor Pension Benefit Guaranty Corporation  
rice.william@pbgc.gov, efile@pbgc.gov

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

William P. Miller    bancm\_ecf@ncmba.uscourts.gov

TOTAL: 43

SO ORDERED.

SIGNED this 4th day of September, 2020.



*Lena Mansori James*  
LENA MANSORI JAMES  
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
GREENSBORO DIVISION

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

**ORDER DENYING ROBERT BERLINER’S PRO SE MOTION TO APPOINT INDEPENDENT AUDITOR, FOR ADDITIONAL OVERSIGHT REGARDING DEBTOR’S TAX EXEMPT STATUS AND FOR OTHER RELIEF RELATING TO AN INDIGENCY POLICY**

This matter came before the Court upon the motion ("Motion")<sup>2</sup> of Robert Berliner, *Pro Se* ("Mr. Berliner"), for entry of an order granting appointment of an independent auditor, for additional oversight regarding Debtors’ tax exempt status and for other relief relating to an indigency policy; and it appearing that the Debtors and the Bankruptcy Administrator filed their

<sup>1</sup> The Debtors are Randolph Hospital, Inc. d/b/a Randolph Health, Case No. 20-10247; MRI of Asheboro, LLC d/b/a Randolph MRI Center, Case No. 20-10249; and Randolph Specialty Group Practice, Case No. 20-10248 (referred to herein as “Chapter 11 Cases”).

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

respective responses to the Motion [DE# 396, 399]; and it appearing that Mr. Berliner filed a reply on August 28, 2020 [DE# 413];

While Mr. Berliner was unable to overcome the technical issues he encountered at the hearing on his Motion on September 3, 2020, the Court had already fully considered the positions he laid out in the Motion and his subsequent reply (DE# 413).

After considering the Motion, the responses and reply filed thereto, the Court finds that Mr. Berliner is not a creditor in the Chapter 11 Cases, has not filed a Proof of Claim, and has failed to demonstrate that he has any legally protected interest that may be affected by the Chapter 11 Cases. As such, Mr. Berliner is not a “party in interest” within the meaning of 11 U.S.C. § 1109(b) and does not have standing to appear on, or raise the issues contained within, his Motion.

The Court further finds that the appointed Patient Care Ombudsman, Melanie L. Cyganowski, is already in a position to address any concerns regarding the treatment and wellbeing of the Debtors' patients.

Accordingly, it is hereby ORDERED that Mr. Berliner's Motion is denied in its entirety.

**END OF DOCUMENT**

