

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

<b>IN RE:</b>	)	<b>CHAPTER 11</b>
	)	
<b>THE ALIERA COMPANIES, INC. d/b/a</b>	)	<b>Jointly Administered Under</b>
<b>Aliera Healthcare, Inc., et al.,</b>	)	<b>CASE NO. 21-11548-JTD</b>
	)	
<b>Debtors.</b>		

**SUPPLEMENTAL DECLARATION OF RACHEL B. MERSKY  
IN SUPPORT OF DEBTORS' APPLICATION FOR APPROVAL  
TO EMPLOY ATTORNEYS FOR DEBTORS**

I, Rachel B. Mersky, declare under penalty of perjury as follows:

1. I am a member of the law firm of Monzack Mersky and Browder, PA. (the “**Firm**”), and I have personal knowledge of, and authority to speak on behalf of, the Firm with respect to the matters set out herein. This Supplemental Declaration is offered in further support of the Application of the Debtors in the above-styled case to employ the Firm as the Debtors’ attorneys (the “**Application**”), and the matters set out herein are true and correct to the best of my knowledge, information and belief.

2. To the best of my knowledge, neither the Firm nor I have represented any interest adverse to the Debtors or their estate, or have any material connections with the Debtors, their creditors, any other party in interest or their respective attorneys or accountants. I have performed a conflict check through an examination of the client base maintained by the Firm which identifies past and present clients and the matters for which the Firm was retained. In connection with the preparation of this Supplemental Declaration the Firm conducted an analysis to determine whether it holds or represents any interests adverse to the Debtors. Such analysis consisted of a review of its contacts with the Debtors and entities holding claims against or interests in the Debtor that were made reasonably known to the Firm by the Debtors. A listing of

the parties reviewed is reflected in Schedule 1 to this Supplemental Declaration. Based on that review, to the best of my knowledge, other than pre-petition services rendered to the Debtors in evaluating and preparing for the Chapter 11 filing, and except as otherwise set forth in the Application and this Supplemental Declaration, neither the Firm nor I have or represent any interest adverse to the Debtors or their estate, or have any material connections with the Debtors, their creditors, any other party in interest or their respective attorneys or accountants. The Firm was retained to represent the Debtors in connection with the Involuntary Petition in Delaware and to serve as co-counsel in the pending cases. The Firm is disinterested, as that term is defined in 11 U.S.C. § 101(14).

2. Notwithstanding anything set forth in Paragraph 1, in an effort for full and fulsome disclosure the conflict check through an examination of the client base maintained by the Firm identified that:

a. A former associate of the Firm represented Aramark over 15 years ago in a few discrete bankruptcy matters involving a preference claim and assumption and assignment of contracts.

b. The Firm served as co-counsel to Burr Forman over six years ago in a few discrete bankruptcy matters involving assumption and assignment of leases and cure claims.

c. The Firm served as co-counsel over eight years ago to Eckert Seamans in a few discrete landlord tenant related bankruptcy matters.

d. The Firm represented Jack Henry & Associates, Inc. in a discrete matter in 2003 related to the assumption and assignment of a lease in a bankruptcy matter.

3. Prior to the commencement of this Chapter 11 case, the Firm has been paid a retainer of \$20,000 for advising and assisting the Debtors. As of December 20, 2022, there were

\$ 1,782.00 in fees earned and paid for. The Firm currently holds a retainer in the amount of approximately \$18,218.00.

3. The source of the retainer currently held by the Firm, Audax Group LLC, is a wholly owned subsidiary of Alieria which is not a debtor in bankruptcy. Audax has no active business operations and has no creditors. It was a 70% equity owner in Blue Ridge Incorporated Cell 6, Inc. – Audax Group (“**Blue Ridge**”), an entity formed as a protected cell to insure and reinsure risk under the North Carolina Captive Insurance laws. Blue Ridge was formally dissolved in September 2021, and remaining funds were returned to the equity holders, including Audax. Neither the Firm nor I have agreed to share any compensation or reimbursement received in connection with this engagement with any other person or entity.

6. Employment of the Firm as attorneys for the Debtors would be appropriate under 11 U.S.C. § 327 and Bankruptcy Rule 2014.

This 4th day of March, 2022.

/s/ Rachel B. Mersky

Rachel B. Mersky

I certify under penalty of perjury under the laws of the United States that, to the best of my knowledge and after reasonable inquiry, the foregoing is true and correct.

**Schedule 1**  
**Interested Parties**

**Secured Creditors**

None

**Unsecured Creditors**

AAA Security Shredding In  
ActiveProspect Inc.  
Administration123  
ADP LLC  
Agent Cubed  
Allied Benefit Systems, Inc.  
Amazon Web Services Inc  
American Arbitration Association  
AppRiver LL  
Aramark  
Assurance IQ Inc.  
Austin Willard  
Bingleaf Networks  
BMO  
Bondurant Mixon & Elmore LLP  
Bracewell LLP  
Bridge Commercial Real Estate  
Burr Forman LLP  
Business Wire  
California Attorney General  
California Dept of Insurance  
Canon Financial Services, Inc.  
Canon Solutions America Inc.  
CDI Managed Services  
CDW Direct  
Cherry Bekaert LLP  
Cigna Dental & Vision  
CIT  
CT Corporation  
David P. White  
Dean Mellom  
Dell Financial Services  
Dentemax LLC  
Dickman Davenport Inc.  
Digital Media Solutions dba Forte Medial Solutions  
LLC

Duane Morris LLP  
Eagle Resource Group Inc.  
Eckert Seamans Cherin & Mellot  
Edgewood Partners Ins. Center  
El Toro. com LLC  
Emids  
FH Group Corp  
Five 9, Inc.  
FPG Colonnade LP  
Fulton County Tax Commissioner  
GBT US, LLC  
Georgia Department of Labor  
Georgia Department of Revenue  
Gerald Jackson & Roslyn Jackson  
Gingold Law Firm PLLC  
GreatAmerica Financial Svcs  
Hanna Albina & Austin Willard  
HB Solutions, Inc.  
HealthEdge Software  
HealthScope Benefits, Inc.  
Infutor Data Solutions LLC  
Internal Revenue Service  
IPFS Corporation  
Jack Henry & Associates, Inc.  
Jackson Murdo Grant PC  
James Eddie Black  
Kansas Attorney General  
Krohne Tanks and Ponds LLC  
Kutak Rock LLP  
Lewis Brisbois Bisgaard Smith LLP  
Life Insurance Company of North America  
Maria Guzman Escobio  
McGuire Woods Consulting  
Meadows, Collier, Reed, Cousins, Crouch &  
Ungerman LLP  
Medical Evaluation Specialists  
MedValue Offshore Solutions

**Unsecured Creditors (cont.)**

MI Dept of Ins & Fin Svcs  
Minnesota Dept of Commerce  
Missouri Ins Mrkt Reg Division  
MultiPlan, Inc  
Nelson Taplin Goldwater Inc  
Net Planner Systems Inc.  
Netlink  
NextGen Leads LLC  
NY Dept of Financial Svcs  
Nyemaster Goode PC  
Offl Comm. of Sharity Members  
Ogletree Deakins  
One Share Health LLC  
OutSystems, Inc.  
PA Ins. Dept. Bur of Licensing  
POP Property Owner LLC  
Quadient Finance USA Inc. (NeoFunds, Inc.)  
Quadient Inc  
Quest Software Inc  
Quotit  
Rath Young & Pignatelli PC  
Ray Guiterez  
ReadyRefresh by Nestle  
Relx  
ROC III Fairlead Embassy Row Owner LLC  
RSM US LLP  
Schreimann Rackers & Francka L  
Sharity Ministries, Inc  
Sheppard Mullin Richter & Hampton  
Shumate Mechanical  
Sippapu Inc.  
SpiritFM  
Steptoe & Johnson LLP  
Steve Vermaak  
Texas Attorney General  
Texas Comptroller of Pub Acct  
The Advocacy Group at Cardenas Ptr LLC  
The Royak Group, Inc.  
Thomson Reuters-West  
TIAA Commercial Finance Inc  
U.S. Attorney N.D. Ga

U.S. Dept. of Labor Atlanta  
Uline  
Utah Department of Labor  
Utah Department of Revenue  
Vertafore, Inc.  
W4 Holding Company LLC  
WA State Off of the Ins Comm  
Wall McLean & Gallagher PLLC  
WAYSTAR ZIRMED, Inc.  
Wintrow & Associates PC  
Zelis

**Current and Former Board Members,  
Officers, and Shareholders**

Shelley Steele  
Chase Moses  
Chandler Moses  
Zach Moses  
Shantanu Paul  
Jon Hatcher  
Mike Roye