

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT NORTH CAROLINA

IN RE:

RANDOLPH HOSPITAL, INC.¹
DEBTOR

Case No. 20-10247
Chapter 11

RESPONSE OF THE BANKRUPTCY ADMINISTRATOR TO THE LIQUIDATION
TRUSTEE'S MOTION FOR ENTRY OF ORDER ESTABLISHING PROCEDURES
GOVERNING AVOIDANCE ACTIONS (Doc. 1186)

Now Comes the United States Bankruptcy Administrator, ("BA") by and through Counsel, and by way of a Response to the Liquidation Trustee's Motion for Entry of Order Establishing Procedures Governing Avoidance Actions, alleges and says:

1. These Chapter 11 cases were filed March 6, 2020. A Plan of Liquidation has been confirmed, which appoints a Liquidation Trustee to pursue claims on behalf of the Debtors.

2. The BA supports the Motion filed by the Liquidation Trustee, and believes that overall, the Motion is in the best interest of creditors, the Debtors and the Trust estate.

3. The BA requests the following items be addressed in the Order granting the Motion, identified by the place in the Motion where they appear:

- A. Page 3, ¶ 13. The BA requests that after September 9, 2022, that the Trustee only be authorized to grant one further extension of 30 days to any defendant without an Order of the Court.
- B. Page 4, ¶ 14. The BA requests that the Defendants be able to request a status conference by Motion at any time after the first mediation session.
- C. Page 6, ¶ 19. The BA requests that the Defendants be able to move the Court for appointment of another mediator.
- D. Page 7, ¶ 24. The BA requests that upon the completion of mediation, if there is no resolution, that either party be able to move the Court for a status conference.
- E. Page 7, ¶25. The BA requests that the stay of responses to Motions and hearings in these matters continue until after the post mediation status conference, except as Ordered by the Court.
- F. Page 8, ¶26. The BA requests the following addition to the Paragraph "Settlement Authority": "Avoidance Actions with Gross Transfers Greater Than \$250,000: With regard to any Avoidance Action in which the gross transfers are

¹ The Debtors 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.

\$250,000 or greater, the Trustee shall seek Court approval of the proposed settlement pursuant to Bankruptcy Rule 9019(a)." See In re Product Quest Manufacturing, No 18-50946 (Bankr., M.D.N.C., May 11, 2020)(Doc. 663)(James, J)

This the 14th day of April 2022.

William P. Miller, Esq.
U.S. Bankruptcy Administrator

By s/Robert E. Price, Jr.
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CERTIFICATE OF SERVICE

This is to certify that the foregoing document was served upon the following on the date set forth below electronically (if registered on CM/ECF) or by depositing a copy of the same in the United States mail, first class, postage prepaid, and addressed as follows:

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