

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

IN RE:

Mercy Hospital, Iowa City, Iowa, *et al.*,
Debtors.

Chapter 11

Bankruptcy No. 23-00623 (TJC)

Jointly Administered

PROCEEDING MEMO AND ORDER

Date of In-Court Hearing: September 13, 2023

Hearing on Motions as outlined below.

APPEARANCES:

Attorney Roy Ryan Leaf for Debtors

Attorney Felicia Gerber Perlman for Debtors

Attorney Daniel M. Simon for Debtors

Attorney Janet G. Reasoner for the United States Trustee

Attorney Claire Davison for the United States Trustee

Andrew Sherman for the Official Committee of Unsecured Creditors

Attorney Terry Gibson for Steindler Orthopedic Clinic P.L.C.

Attorney Lindsey L. Browning for State University of Iowa

Attorney David E Gordon for State University of Iowa

Attorney John Whiteman for State University of Iowa

Attorney Megan M. Preusker for Computershare Trust Company, N.A., as Trustee
and Preston Hollow Community Capital, Inc., as Bondholder Representative

Attorney Peter Chalik for Computershare Trust Company, N.A., as Trustee and
Preston Hollow Community Capital, Inc., as Bondholder Representative

Attorney Nathan Coco for Computershare Trust Company, N.A., as Trustee and
Preston Hollow Community Capital, Inc., as Bondholder Representative

Attorney Paula Roby for Carol Ebinger, Jean Berge, Jody Gunn, Jeanne Hein,
Mary McCarthy, Mary McMurray, and Joni Werle, a group of Mercy
pensioners, via telephone

Attorney Bradley Kruse for Hayes Locums, LLC

IT IS ORDERED THAT:

The following First Day Motions are **GRANTED** by separate final order:

1. Debtors' Motion for Entry of Interim and Final Orders Authorizing Debtors to (I) Pay Prepetition Wages, Compensation, and Employee Benefits; (II) Continue Certain Employee Benefit Programs in the Ordinary Course; and (III) Granting Related Relief [Doc. 13]
2. Debtors' Motion for Entry of Interim and Final Orders Authorizing Debtors to (I) Maintain Existing Insurance Policies and Pay all Insurance Obligations Arising Thereunder; (II) Renew, Revise, Extend, Supplement, Change, or Enter into New Insurance Policies; and (III) Granting Related Relief [Doc. 15]
3. Debtors' Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Maintain, Administer, and Modify their Refund Programs and Practices, and (II) Honor Obligations Related Thereto [Doc. 16]
4. Debtors' Motion for Entry of Interim and Final Orders (I) Approving Debtors' Proposed Form of Adequate Assurance of Payment; (II) Establishing Procedures for Resolving Objections by Utility Companies; (III) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Service; and (IV) Granting Related Relief [Doc. 17]
5. Debtors' Motion for Entry of Interim and Final Orders Authorizing (I) Payment of Prepetition Taxes and Fees and (II) Necessary Taxes and Fees in the Ordinary Course [Doc. 23]

The following Employment-related Motions are **GRANTED** by separate order:

6. Application to Employ Nyemaster Goode, PC as Attorney for the Debtors and Debtors-In-Possession Effective as of the Petition Date [Doc. 145]
7. Application to Employ McDermott Will & Emery LLP as Attorney to the Debtors and Debtors-In-Possession Effective as of the Petition Date [Doc. 148]

8. Application to Employ H2C Securities, Inc. as Investment Banker by the Debtors [Doc. 150]
9. Motion for Entry of Order Authorizing the Employment and Payment of Professionals Used in the Ordinary Course of Business [Doc. 141]
10. Motion for Entry of Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals [Doc. 144]

The following Sale-related Motion is **GRANTED** by separate order:

11. Motion For Sale of Property Under Section 363(b) [Doc. 58]

IT IS FURTHER ORDERED:

The hearings on the Motion for Entry of Interim and Final Orders Authorizing Debtors to Continue to Operate Existing Cash Management System, Maintain Existing Bank Accounts, Maintain Purchasing Card Program and Honor Pre Petition Obligations, Continue to Perform Intercompany Transactions and Extend Time to Comply with Deposit and Investment Requirements [Doc. 14] and the Application to Employ ToneyKorf Partners, LLC as Interim Management [Doc. 149] are hereby continued to:

September 20, 2023 at 10:30 AM

At: U.S. Courthouse, 111 Seventh Avenue SE, 6th Floor Courtroom, Cedar Rapids, IA 52401

Parties wishing to **listen in only** may use the following dial in instructions:

1. Call the toll-free number: 1-888-684-8852.
2. Enter Participant Access Code: 7148063
3. Enter the Participant Security Code: 0623
4. After the security code is entered, you will be connected to the conference.
5. Please identify yourself after you join the conference.

Ordered:
September 13, 2023


Thad J. Collins

Chief Bankruptcy Judge